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JOURNAL OF PROCEEDINGS
OF THE
City-County Council
OF
INDIANAPOLIS-MARION COUNTY
State of Indiana
FROM
January 1, 1996 to December 31, 1996

Printed and Published Under the Authority of the
City-County Council of Indianapolis-Marion County



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CITY-COUNTY OFFICIALS AND EXECUTIVE PERSONNEL

As of December 31, 1996

Mayor Stephen Goldsmith

CITY-COUNTY COUNCIL OFFICERS

President Beurt R. SerVaas
 Vice President/Majority Leader W. Tobin McClamroch
 Minority Leader Rozelle Boyd
 Clerk of the Council Suellen Hart

CITY-COUNTY COUNCIL MEMBERS

First District Gordon G. Gilmer
 Second District Beurt R. SerVaas
 Third District William G. Schneider
 Fourth District William A. Dowden
 Fifth District Curtis Coonrod
 Sixth District Elwood C. Black
 Seventh District James Bradford
 Eighth District Randy J. Shambaugh
 Ninth District Monroe Gray, Jr.
 Tenth District Paul Jones
 Eleventh District Rozelle Boyd
 Twelfth District Jody Tilford
 Thirteenth District Cory O'Dell
 Fourteenth District Steve Talley
 Fifteenth District Mary B. Moriarty Adams
 Sixteenth District Maggie M. Brents
 Seventeenth District Jeffrey Golc
 Eighteenth District Phillip Hinkle
 Nineteenth District Bob Cockrum
 Twentieth District Robert Massie
 Twenty-first District Frank T. Short
 Twenty-second District Susan Williams
 Twenty-third District David Smith
 Twenty-fourth District Beulah A. Coughenour
 Twenty-fifth District Philip Borst
 At Large Carlton E. Curry
 At Large Ron Franklin
 At Large W. Tobin McClamroch
 At Large Marilyn Moores

COMMITTEES OF THE CITY-COUNTY COUNCIL

Committee on Committees

Beurt SerVaas, Chairman
Rozelle Boyd
W. Tobin McClamroch

Administration and Finance

William Schneider, Chairman
Elwood Black
Curt Coonrod
Robert Massie
Randy Shambaugh
Frank Short
Steve Talley
Jody Tilford

Capital Asset Management

Gordon Gilmer, Chairman
James Bradford
Maggie Brents
Phillip Hinkle
Mary Moriarty Adams
Cory O'Dell
Jody Tilford
Susan Williams

Community Affairs

Ron Franklin, Chairman
Elwood Black
James Bradford
Maggie Brents
Beulah Coughenour
Monroe Gray, Jr.
Jody Tilford

Economic Development

Philip Borst, Chairman
Bob Cockrum
Curt Coonrod
Ron Franklin
Jeff Golc
Robert Massie
Paul Jones
Steve Talley
Susan Williams

Metropolitan Development

Phillip Hinkle, Chairman
Rozelle Boyd
Maggie Brents
Beulah Coughenour
Gordon Gilmer
Marilyn Moores
David Smith
Susan Williams

Municipal Corporations

Cory O'Dell, Chairman
Elwood Black
Bob Cockrum
Carlton Curry
Jeff Golc
Randy Shambaugh
Frank Short

Parks and Recreation

Randy Shambaugh, Chairman
Bob Cockrum
Jeff Golc
Monroe Gray, Jr.
Paul Jones
Robert Massie
Cory O'Dell

Public Safety & Criminal Justice

William Dowden, Chairman
Philip Borst
Carlton Curry
Ron Franklin
Mary Moriarty Adams
William Schneider
David Smith
Steve Talley

Public Works

Beulah Coughenour, Chairman
Rozelle Boyd
Curt Coonrod
Gordon Gilmer
Monroe Gray, Jr.
Phillip Hinkle
Paul Jones
Marilyn Moores
Mary Moriarty Adams

Rules and Public Policy

Carlton Curry, Chairman
Philip Borst
Rozelle Boyd
William Dowden
W. Tobin McClamroch
Beurt SerVaas
Frank Short

Regulatory Research & Review

David Smith, Chairman
James Bradford
Marilyn Moores
William Schneider
Frank Short
Steve Talley

CALENDAR OF SESSIONS OF THE CITY-COUNTY COUNCIL

January 08, 1996
January 22, 1996
February 12, 1996
February 26, 1996
March 18, 1996
April 8, 1996
April 29, 1996

May 20, 1996
June 10, 1996
June 24, 1996
July 22, 1996
August 05, 1996
August 19, 1996
September 09, 1996

September 30, 1996
October 14, 1996
October 28, 1996
November 11, 1996
November 25, 1996
December 16, 1996

CITY OFFICIALS

Deputy Mayor.....	Charles Stitt
Deputy Mayor.....	Irma Neal
Office of Controller	James H. Steele
Purchasing Division.....	Andrea Knox Gregg
Office of Corporation Counsel	Sue Beesley
Office of Youth and Family Services	Julia Davis
Cable Communications Agency	Ken Montgomery
Internal Audit.....	Michael Humphreys
Department of Administration	Michael Yoder
Department of Metropolitan Development.....	Moirra Carlstedt
Department of Parks and Recreation	Raymond Wallace
Department of Public Works	Greg Henneke
Department of Public Safety.....	Michael E. Beaver
Department of Capital Asset Management.....	Greg Henneke

MARION COUNTY OFFICIALS

Clerk of the Circuit Court.....	Sarah Taylor
Community Corrections.....	Julie von Arx
Cooperative Extension Service.....	Ned Kalb
Court Administrator Agency	Judy Deputy
County Assessor	Bernard J. Gohmann, Jr.
County Auditor.....	John von Arx
County Commissioner	Bernard J. Gohmann, Jr.
County Commissioner	John von Arx
County Commissioner	Mary A. Buckler
County Coroner	Karl Manders, M.D.
County Election Board	Sarah Taylor
County Prosecutor	Scott Newman
County Recorder.....	Joan Romeril
County Surveyor.....	Jack A. Irwin
County Treasurer	Mary A. Buckler
County Sheriff.....	Jack Cottey
Forensic Services Agency.....	James Hamby
Information Services Agency	Kim Didier
Marion County Children's Guardian Home	Paul Browne
Marion County Healthcare Center	Kenneth Adkins
Marion County Justice Agency.....	Michael Beaver
Marion County Public Defender Agency	David Cook
Voters Registration	Janet E. Richhart

TOWNSHIP ASSESSORS

Center Township Assessor.....	James P. Maley, Jr.
Decatur Township Assessor.....	Charles L. Coleman
Franklin Township Assessor.....	Clara L. Druen
Lawrence Township Assessor	Paul Ricketts
Perry Township Assessor.....	Mary K. Gillum
Pike Township Assessor	Marilyn M. Smith
Warren Township Assessor	Allen L. Durnil
Washington Township Assessor.....	Barry Wood
Wayne Township Assessor.....	Charles R. Spears

COURTS

Marion County Circuit Court.....	John M. Ryan
Marion County Drug Court	Andrew J. Fogel
Superior Court, Criminal, 1	Paula E. Lopossa
Superior Court, Criminal, 2	Webster L. Brewer
Superior Court, Criminal, 3	John R. Barney, Jr.
Superior Court, Criminal, 4	Patricia J. Gifford
Superior Court, Criminal, 5	Gary L. Miller
Superior Court, Criminal, 6	Jane Magnus-Stinson
Superior Court, Criminal, 7	William Mercuri
Superior Court, Criminal, 8	Clarence Bolden
Superior Court, Criminal, 9	Charles Wiles
Superior Court, Criminal, 10	Richard Sallee
Superior Court, Criminal, 13	Susan Macey-Thompson
Superior Court, Criminal, 14	Wendell Mayer
Superior Court, Criminal, 15	Steven Eichholtz
Superior Court, Criminal, 16	Ruth Reichard
Superior Court, Criminal, 17	Evan Goodman
Superior Court, Criminal, 18	John Downer
Superior Court, Criminal, 19	Taylor Baker
Superior Court, Criminal Probation.....	George Walker
Superior Court, Juvenile Division	James W. Payne
Superior Court, Probate Division.....	Charles J. Deiter
Superior Court, Civil, 1	Anthony J. Metz III
Superior Court, Civil, 2	Kenneth H. Johnson
Superior Court, Civil, 3	Patrick L. McCarty
Superior Court, Civil, 4	Cynthia J. Ayers
Superior Court, Civil, 5	David Rimstidt
Superior Court, Civil, 6	John F. Hanley
Superior Court, Civil, 7	Gerald S. Zore
Superior Court, Title IV-D Court	Barbara A. Collins

MEMBERS OF OFFICIAL BOARDS

City-County Administrative Board

Michael Yoder, Chairman
John von Arx
James H. Steele
Ruby Miller
Ray Battey

License Review Board

Bradley Skolnik, Chairman
Cindy Beeman
Kris Butler
Tori Flemings

Metropolitan Development Commission

Walter Niemczura, President
Lance Bundles
Steve Schaefer
James J. Curtis, Sr.
Jack Hall
Lillian Charleston
Robert Smith
Mel Seitz
Randolph L. Snyder

Board of Zoning Appeals, Division I

Alan Retherford, Chairman
Carol Joseph
Richard Davis
Nancy Dison
Joanna Walker

Board of Zoning Appeals, Division II

Diane Liptack, Chairman
Joseph Rink
Phil Schaefer
Isaac Randolph
Lora McCormick

Board of Zoning Appeals, Division III

W. James Wood, Chairman
Robert Lugar
Mary Jane Klepek
Timothy Sexton
Robert Stewart

Indianapolis Historic Preservation Commission

George W. Geib, President
William A. Browne
John R. Cox
Julie A. Davis
Lori Efroymson
Amy McDonnell
Wayne Patrick
Anne E. Scheele
Josephine Weathers-Rogers

Air Pollution Control Board

Robert S. Daly, Chairman
Scott R. Brown
Bernard O. Paul
William W. Brown
David W. Hoppock
R. Bruce Wallace
Blake R. Jeffery
Jodie L. Crandell
Mary K. Reeder

Board of Public Works

Greg Henneke, Chairman
Tony Buford
Larry Tunget
Sheila C. Hoffman
Kenneth W. Hughes

Police Merit Board

Alan R. Kimbell, Chairman
John Hammond
George Stergiopoulos
Michael E. Morken
Violet Gwin
Jeff Oberlies

Fire Merit Board

Patricia L. Chastain, President
Ralph Winkler
Sarah Drye
Jose Antonio Cuevas
C. Michael Pitts
Martin J. Yohler

Board of Public Safety

Michael Beaver, President
Elliott Nelson
Rudolph Hightower
Lisa K. Decker
Richard A. Dickenson

Board of Parks and Recreation

Raymond Wallace, Chairman
Charles E. Kendall
Diana Wilson Hall
R. Anthony Prather
Sally Lanham

Capital Asset Management Board

Greg Henneke, Chairman
Howard Howe
Arno W. Haupt
Charles S. Eberhardt, II
Moiria Carlstedt

History of the Common Council of the City of Indianapolis

Indianapolis was established as a town in 1821. It was at this time that a commission, appointed by the legislature, selected this location as a site for a seat of government of the State of Indiana.

The town of Indianapolis conducted its affairs pursuant to the general laws of the state until 1832. In this year the town was incorporated and was governed by a board of five trustees.

In 1838, pursuant to a special act of the legislature, Indianapolis was reincorporated and placed in the hands of its first town council composed of a president and six members.

The Common Council continued in a large measure to control the affairs of Indianapolis as a town and as a city under various so-called charters or grants of the legislature until 1891.

Under a special act of the legislature of 1891 for the city of Indianapolis, a somewhat different form of government was established. While the council continued to exercise broad control over the city's affairs, various executive departments of the city were provided such as Public Works, Public Safety, Public Parks and Public Health, and were conducted by boards appointed by the mayor. These boards were granted specific powers and duties concerning the city's business previously exercised by the council through committees subject, however, in some cases to approval of the council in all matters of expenditure of money and appropriation of funds by the council.

For some time prior to 1891 the city of Indianapolis was divided into 25 wards represented by 25 ward councilmen. Their term of office was two years and they were eligible for re-election. At this time there was also a separate body operating in conjunction with the council called the Board of Aldermen, composed of ten aldermen representing five aldermanic districts, two being elected from each district.

Under the 1891 act, the Board of Aldermen was abolished and a common council of 21 members was established. Fifteen members were elected to represent 15 wards and six members were elected to represent the city at large.

This form of council continued to exist in Indianapolis under the general cities and towns act of 1905. The act of 1905, while often referred to as the Indianapolis Charter, is very largely a re-enactment of the 1891 Indianapolis Charter, modified to make the Indianapolis system applicable to all classes of cities of the state. The 1905 law increased the term of mayor and councilman to four years and prohibited re-election.

In 1909 a novel councilmanic law for Indianapolis alone was passed by the legislature. That law limited the number of councilmen to nine. The law provided for the nomination of six candidates by each party, one from each of six councilmanic districts. In the election all of the voters of the city could vote for any nine candidates and the nine receiving the highest number of votes were elected. This law insured a minority representation in the council of at least three members. In 1949 the legislature amended the statutes to permit councilmen to succeed themselves.

History of the City-County Council of the City of Indianapolis

In 1969 the legislature enacted a law, popularly known as the "Unigov Act," which consolidated the city and county into one governmental unit. The act further provided for the creation of an interim City-County Council which served as the legislative body for the city and county until the new twenty-nine member council was elected in November 1971 and took office in January of 1972.

The council is composed of twenty-five members elected from single member districts and four members elected to at-large by voters of the entire county.

Unified Government of Indianapolis-Marion County is an attempt to make metropolitan government simpler, more functional and more responsive to citizens' needs. Under the new structure, six major departments replaced the more than sixty which were in existence previously.

EXECUTIVE HEADS OF THE CITY OF INDIANAPOLIS UNDER VARIOUS FORMS OF ORGANIZATION

PRESIDENTS OF BOARDS OF TRUSTEES

Henderson, Samuel	October 12, 1832 to September 30, 1833
Edgar, James (resigned as Trustee)	September 30 to December 9, 1833
Blythe, Benjamin I.	March 7, 1834 to February 14, 1835
Morrison, Alexander F.	February 14 to October 2, 1835
Palmer, Nathan B.	October 2, 1835 to April 13, 1836
Lockerbie, George.....	April 13, 1836 to April 4, 1837
Soule, Joshua.....	April 3, 1837 to April 2, 1838

PRESIDENTS OF TOWN COUNCIL

Morrison, James	1838 to 1839
Palmer, Nathan B.	1839 to 1840
Coburn, Henry P.	1840 to 1841
Sullivan, William (resigned November 12, 1841)	1841
Culley, David V.	1841 to 1844; 1850 to 1853
Wilson, Lazarus B.	1844 to 1845
Levy, Joseph A.	1845 to 1847
Rooker, Samuel S. (resigned November 1, 1847).....	1847
Cady, Charles W.	1847 to 1848

MAYORS

Henderson, Samuel	1847 to 1849
Newcomb, Horatio C. (resigned November 7, 1851)	1849 to 1851
Scudder, Caleb	1851 to 1854
McCready, James.....	1854 to 1856
West, Henry F. (died November 8, 1856)	1856
Coulon, Charles (to fill vacancy until November 22, 1856).....	1856
Wallace, William John (resigned May 3, 1858).....	1856 to 1858
Maxwell, Samuel D.	1858 to 1863
Caven, John.....	1863 to 1867; 1875 to 1881
Macauley, Daniel	1867 to 1873
Mitchell, James L.	1873 to 1875
Grubbs, Daniel W.	1881 to 1884
McMaster, John L.	1884 to 1886
Denny, Caleb S.	1886 to 1890
Sullivan, Thomas L.	January 1, 1890 to October 12, 1893
Denny, Caleb S.	October 12, 1893 to 1895
Taggart, Thomas	October 10, 1895 to 1901
Bookwalter, Charles A.	October 10, 1901 to 1903
Holtzman, John W.	October 15, 1903 to 1905
Bookwalter, Charles A.	1905 to 1909
Shank, Samuel Lewis (resigned November 28, 1913).....	1910 to 1913
Wallace, Harry R.....	1913
Bell, Joseph E.....	1914 to 1917
Jewett, Charles W.....	1918 to 1921
Shank, Samuel Lewis.....	1922 to 1925
Duvall, John L. (disqualified September 22, 1927)	1926 to 1927

Slack, L. Ert.....	1927 to 1929
Sullivan, Reginald H.....	1930 to 1934
Kern, John W. (resigned September 2, 1937)	1935 to 1937
Boetcher, Walter C.....	1937 to 1938
Sullivan Reginald H.	1939 to 1942
Tyndall, Robert H. (died July 9, 1947).....	1943 to 1947
Denny, George L.....	1947
Feeney, Al G. (died November 12, 1950).....	1948 to 1950
Bayt, Phillip L. (resigned November 24, 1951)	1950 to 1951
Emhardt, Christian J.....	1951
Clark, Alex M.	1952 to 1956
Bayt, Phillip L. (resigned December 31, 1958).....	1956 to 1958
Boswell, Charles H. (resigned August 6, 1962)	1959 to 1962
Losche, Albert H.	1962 to 1963
Barton, John J.....	1964 to 1968
Lugar, Richard G.	1968 to 1975
Hudnut, William H. III.....	1976 to 1991
Goldsmith, Stephen	1992

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 8, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, January 8, 1996, with Councillor SerVaas presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

OATH OF OFFICE

Suellen Hart, Clerk of the City-County Council, swore in the members of the Seventh City-County Council.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Coonrod

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Franklin introduced his wife, Debbie, and his two daughters, Dawn and Kelli. Councillor Moriarty Adams introduced her husband, Frank. Councillor Borst recognized his wife, Jill, and his son, Alex. The President introduced his wife, Cory, and his grandchildren, Eric SerVaas, Brill Alexander, and Maureen SerVaas.

Councillor Jones introduced a friend from Philadelphia, Nyofu Elmore. The President asked Mr. Elmore to come to the podium. The President stated that as a young man Mr. Elmore was dissatisfied with the way the City was being run, and he and other activists would come to the Council meetings and express their opinions. Several times the Council had to suspend business because of them. Mr. Elmore went to college and law school, and he is now a practicing attorney in Philadelphia. Mr. Elmore thanked the President and thanked the Council for their patience twenty years ago when he was expressing his convictions.

Councillor McClamroch introduced his wife, Carolyn, and his daughters, Mary and Sarah. Councillor Brents recognized her husband, Leon. Councillor Massie acknowledged the presence of his wife, Diane; his daughter, Emily; his son, Matthew; and a friend of the family, Mandy VanHorn. Councillor Talley introduced his wife, Donna; his sister, Eva; and his brother, George. Councillor Bradford recognized his parents, Jim and Eva Bradford; his wife, Lynn; and his daughter, Erin. Councillor Cockrum acknowledged the presence of his wife, Mary; his grandson, Chandler; his son and daughter-in-law, Mike and Karen; and his son and daughter-in-law, Barry and Melody; and State Representative Robert Behning. Councillor Moores introduced her husband, George Burge; her son, Jason Burge; her parents, Merl and Martha Moores; her sister, State Representative Candy Moores; her brother, Cortland Moores; her brother and sister-in-law, Merl and Kathy Moores; and a friend, Bill Watt. Councillor Short recognized his wife, Toni; and Marion County Democratic Chairman Kip Tew. Councillor Coughenour introduced her husband, Bob; George Pendergraft, her campaign treasurer; and State Representative David Frizzell.

Councillor Dowden introduced Sheriff Jack Cottey. The President asked Sheriff Cottey to say a few words to the Council. Mr. Cottey thanked the Council veterans for their support during his first year as Sheriff, and pledged to the Council that he would communicate with all of them. Councillor Black voiced his appreciation for the Sheriff's communication with the Council.

Councillor Tilford introduced his wife, Cindy; his daughter, Stacey; and Warren Township Trustee Tom Marandt. Councillor O'Dell recognized Mark Bowell, executive director, Parks Foundation; and Max Moser, Warren Township Board member.

ORGANIZATION OF SEVENTH CITY-COUNTY COUNCIL

Selection of Temporary Presiding Officer

The President asked for consent to appoint Robert G. Elrod, Parliamentarian, as the temporary chairman of the meeting. Consent was given. The President passed the gavel to Mr. Elrod.

Ratification of Rules and Meeting Dates

Mr. Elrod asked for a motion that the Rules of the City-County Council, as codified in Chapter 151 of the Revised Code of the Consolidated City and County, be ratified and adopted as the rules of this seventh City-County Council; and that the Regular Meeting Dates, adopted in Council Resolution No. 72, 1995, be ratified and confirmed as meeting dates for this Council. Councillor Curry moved, seconded by Councillor Gilmer, for ratification of the Rules of the Seventh City-County Council and for the Regular Meeting Dates as adopted in Council Resolution No. 72, 1995. This motion passed by unanimous voice vote.

Election of Officers

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Gilmer nominated Councillor SerVaas for President. Councillor Franklin seconded the nomination. Councillor Short moved, seconded by Councillor Borst, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod opened the floor for nominations for Vice President of the Council. Councillor Dowden nominated Councillor McClamroch for Vice President. Councillor Borst seconded the nomination. Councillor Short moved, seconded by Councillor Moriarty Adams, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor McClamroch as Vice President.

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Coughenour nominated Suellen Hart for Clerk of the Council, seconded by Councillor Black. Councillor Short moved, seconded by Councillor Gilmer, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Suellen Hart as Clerk of the Council.

Mr. Elrod returned the gavel to President SerVaas.

President SerVaas, Councillor McClamroch, and Ms. Hart all voiced their appreciation to the Council for this honor.

Certification of Caucus Leaders

The President stated that he has certifications that Councillor McClamroch has been selected as leader of the Republican Caucus, and Councillor Boyd has been selected as leader of the Democratic Caucus.

Reappointment of Senior Staff

The President asked for consent to reappoint the following senior staff members:

Assistant Clerks: Peggy Stawick and Ava Earles
Chief Financial Officer: Jack Borgerding
Research Director: Max L. Moser
General Counsel: Robert G. Elrod
Minority Counsel: Ken Roberts

Consent was given.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND
MARION COUNTY, INDIANA

Ladies And Gentlemen :

Journal of the City-County Council

You are hereby notified that the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 8, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

December 21, 1995

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COURT and COMMERCIAL on Wednesday, December 27, 1995, a LEGAL NOTICE of General Ordinance Nos. 214 and 215, 1995.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

December 18, 1995

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 132, 1995: an appropriation of \$6,000,000 for the Department of Capital Asset Management for public transportation initiatives financed by a transfer of appropriations from the Office of the Controller's State Grants Fund

FISCAL ORDINANCE NO. 134, 1995: authorizing tax anticipation borrowing for the City during the period from January 1, 1996 through December 31, 1996

FISCAL ORDINANCE NO. 135, 1995: authorizing tax anticipation borrowing for the County General Fund, the County Family and Children Fund, and the County Welfare General Fund during the period from January 1, 1996 through December 31, 1996

FISCAL ORDINANCE NO. 136, 1995: an appropriation of \$14,192 to continue the Salvation Army's Domestic Violence Program through the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 137, 1995: an appropriation of \$31,252 for the Superior Court, Juvenile Division/Detention Center, to provide legal assistance for children through Child Advocates, Inc. financed by a state grant

FISCAL ORDINANCE NO. 138, 1995: an appropriation of \$49,967 for the Superior Court, Juvenile Division/Detention Center, to fund Partners for Youth financed by a state grant

FISCAL ORDINANCE NO. 139, 1995: an appropriation of \$68,425 for the Superior Court, Juvenile Division/Detention Center, to fund the Southside Youth Council/Teen Court Program financed by a state grant

FISCAL ORDINANCE NO. 140, 1995: an appropriation of \$25,536 for the Court Administrator Agency to continue the Visiting Nurse Service as part of the Family Connection Center Program financed by a state grant

FISCAL ORDINANCE NO. 145, 1995: corrects Fiscal Ordinance No. 100, 1995 for the Prosecuting Attorney and the County Auditor

GENERAL ORDINANCE NO. 214, 1995: revises provisions for registration of private emergency alarm systems and penalties for false alarm violations

January 8, 1996

GENERAL ORDINANCE NO. 215, 1995: concerns leasing of right-of-way for vending from carts and stands, replaces current system of licensing carts, and recodifies other relevant provisions

GENERAL ORDINANCE NO. 217, 1995: empowering the Board of Capital Asset Management to promulgate rules and regulations concerning the administration of public construction contracts

GENERAL ORDINANCE NO. 218, 1995: permits additional materials for right-of-way restoration

GENERAL ORDINANCE NO. 219, 1995: authorizes multi-way stops for the intersections in the Forest Creek subdivision, Sections 1 and 2 (District 13)

GENERAL ORDINANCE NO. 220, 1995: authorizes a multi-way stop at Crittenden Avenue and 61st Street (District 7)

GENERAL ORDINANCE NO. 221, 1995: authorizes a multi-way stop at Rural Street and 72nd Street (District 7)

GENERAL ORDINANCE NO. 222, 1995: authorizes a multi-way stop at Tacoma Avenue and 72nd Street (District 7)

GENERAL ORDINANCE NO. 223, 1995: authorizes a multi-way stop at North Street and Oakland Avenue (District 15)

GENERAL ORDINANCE NO. 224, 1995: authorizes a multi-way stop at North Street and Parker Avenue (District 15)

GENERAL ORDINANCE NO. 225, 1995: authorizes a multi-way stop at Shortridge Road and 13th Street (District 12)

SPECIAL RESOLUTION NO. 94, 1995: recognizes Michael B. Stayton

SPECIAL RESOLUTION NO. 95, 1995: recognizes the public service of Councillor Linda Beadling

SPECIAL RESOLUTION NO. 96, 1995: recognizes the public service of Councillor Ken Giffin

SPECIAL RESOLUTION NO. 97, 1995: recognizes the public service of Councillor Z. Mae Jimison

SPECIAL RESOLUTION NO. 98, 1995: recognizes the public service of Councillor Timothy M. Mullin

SPECIAL RESOLUTION NO. 99, 1995: recognizes the public service of Councillor Stuart W. Rhodes

SPECIAL RESOLUTION NO. 100, 1995: recognizes the public service of Councillor Stephen R. West

SPECIAL RESOLUTION NO. 101, 1995: urges the Legislature to increase the penalty for feticide

SPECIAL RESOLUTION NO. 102, 1995: concerns Purdue University

SPECIAL RESOLUTION NO. 103, 1995: a special resolution for The Malachi Corporation, Inc., consenting to the City of Lawrence, Indiana issuing its economic development revenue bonds in an amount not to exceed \$6,500,000 for the acquisition, renovation and equipping of the four existing nursing homes located at 1747 North Rural Street, 901 North East Street, 1118 East 46th Street, and 1910 North Delaware Street (Districts 6, 22)

SPECIAL RESOLUTION NO. 104, 1995: amends S.R. No. 84, 1990 as amended, by extending the expiration date for Meadows Revival, Inc. through July 31, 1996 at 38th Street and Meadows Drive (District 11)

SPECIAL RESOLUTION NO. 105, 1995: an inducement resolution for Banner Investments, Inc., in an amount not to exceed \$8,250,000 to proceed with the acquisition, renovation and equipping of the existing 304 unit multi-family residential rental facility located at 4444 Mission Drive (District 1)

SPECIAL RESOLUTION NO. 106, 1995: approves extension of cable franchise of American Cablevision of Indianapolis until June 1, 1996

SPECIAL RESOLUTION NO. 107, 1995: approves the disbursement of \$731,949 from the Drug Free Community Fund for various county agencies

SPECIAL ORDINANCE NO. 20, 1995: authorizes the execution of a First Amendment to Trust Indenture and First Amendment to Loan Agreement concerning the previously issued \$12,300,000 City of Indianapolis, Indiana Multi-Family Housing Revenue Refunding Bonds (Canal Square Project) at 402 West New York Street (District 16)

SPECIAL ORDINANCE NO. 21, 1995: authorizes the issuance of economic development revenue refunding bonds in an aggregate principal amount not to exceed \$19,000,000 for Lockefield Associates at Indiana Avenue from Blackford Street to Agnes Street (District 16)

SPECIAL ORDINANCE NO. 22, 1995: approves an information technology operating agreement between the City/County and the SCT Software and Resource Management Corporation

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journals of December 11, 1995. There being no additions or corrections, the minutes were approved as distributed.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes the Regulatory Research and Review Committee of the City-County Council and adopts procedures requiring reviews of certain ordinance proposals and regulations"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 2, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Michael Yoder as Director of the Department of Administration"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 3, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Moira Carlstedt as Director of the Department of Metropolitan Development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 4, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 5, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the reappointment of Michael E. Beaver as Director of the Department of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 6, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Gregory L. Henneke as Director of the Department of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 7, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the reappointment of Gregory L.

Henneke as Director of the Department of Capital Asset Management"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 8, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Irma J. Neal as Deputy Mayor for Neighborhoods"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 9, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the appointment of Charles B. Stitt as Deputy Mayor"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 10, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$300,000 for the County Sheriff to purchase additional cars financed by revenues in the Cumulative Capitol Development Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 11, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$10,350 for the Marion County Justice Agency to pay for personnel services for the Julian Center financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 12, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$82,196 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 13, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at 82nd Street and Sycamore Springs Road (4700 E) (District 3)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 14, 1996. Introduced by Councillor Coughenour, Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal for Menard's located at 7100 South Emerson (Districts 24,23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 15, 1996. Introduced by Councillor Coughenour, Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Stop 11 Road and Emerson Avenue (Districts 23, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 16, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Southport Road and Rampart Road (Meijer's access drive) (District 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 17, 1996. Introduced by Councillor SerVaas, Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Westfield Boulevard and Northview Middle School Access Drive (8450 N) (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 18, 1996. Introduced by Councillor Hinkle, Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Girls School Road and Thomson Consumer Electronics Access Drive (900 S) (Districts 18, 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 19, 1996. Introduced by Councillor Jones, Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal for Shadeland Avenue (2525 N) and Western Select Properties Access Drive (Districts 10, 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 20, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 64th Street and Rural Street (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 21, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes stop signs at 67th Street and Oxford Street (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 22, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Coburn Avenue and 64th Street (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 23, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes a multi-way stop at Oakland Avenue and North Street (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 24, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes "Yield" signs at Euclid Avenue and Linwood Avenue (District 14)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 25, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions for Maradona Drive and 21st Street to a point 500 feet south of 21st Street (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 26, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions for 33rd Street from Franklin Road to Post Road (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 27, 1996. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions for 30th Street at Forest Manor to a point 100 feet west of Forest Manor Avenue (District 10)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 28, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Henry C. Bock, M.D. to the Health & Hospital Corporation Board of Trustees"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 29, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves the establishment of the Fort Harrison Reuse Area"; and the President referred it to the Economic Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 30, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 4, 1996." The Council did not schedule Proposal No. 30, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 30, 1996 was retitled REZONING ORDINANCE NO. 1, 1996 and is identified as follows:

REZONING ORDINANCE NO. 1, 1996. 95-Z-146
3218 HARPER ROAD (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3.
DONALD G. DAVIS LIVING TRUST, by Steven R. Hall, requests the rezoning of 0.67 acre, being in the C-4 District, to the C-5 classification to provide for automobile sales.

PROPOSAL NO. 31, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 4, 1996." The Council did not schedule Proposal No. 31, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 31, 1996 was retitled REZONING ORDINANCE NO. 2, 1996 and is identified as follows:

REZONING ORDINANCE NO. 2, 1996. 95-Z-174
2425 EAST MICHIGAN STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15.
RONALD J. FRAZEE, by Michael J. Kias, requests the rezoning of 0.24 acre, being in the C-2 District, to the C-3C classification to provide for neighborhood commercial uses.

PROPOSAL NOS. 32-40, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 4, 1996." The Council did not schedule Proposal Nos. 32-40, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 32-40, 1996 were retitled REZONING ORDINANCE NOS. 3-11, 1996 and are identified as follows:

REZONING ORDINANCE NO. 3, 1996. 94-Z-160 (95-DP-10) (Amended)
6502 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS,
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
GEORGE H. RUSCHHAUPT, JR., by David A. Retherford, requests the rezoning of 34.87 acres, being in the D-A District, to the D-P classification to provide for single-family residential development.

REZONING ORDINANCE NO. 4, 1996. 95-Z-214
5402 CHURCHMAN AVENUE (approximate address), BEECH GROVE.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
DAVIS HOMES, LLC, by Michael D. Keele, requests the rezoning of 14.91 acres, being in the D-A(FF) District, to the D-6II(FF) classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 5, 1996. 95-Z-92A
3775 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24.
ROBERT J. COOK, by Michael J. Kias, requests the rezoning of 11.0 acres, being in the D-A District, to the SU-2 classification to provide for recreation and athletic facilities for an existing high school use.

REZONING ORDINANCE NO. 6, 1996. 95-Z-143

1049-1059 NORTH KING AVENUE and

1048-1106 BELLEVIEW PLACE (approximate addresses), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16.

NEW LIGHT BAPTIST CHURCH, by Kimberly J. Brown, requests the rezoning of 0.91 acre, being in the D-5 District, to the SU-1 classification to provide for expansion of an existing church and parking lot.

REZONING ORDINANCE NO. 7, 1996. 95-Z-184

1723 EAST MINNESOTA STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 0.127 acre, being in the C-1 District, to the D-5 classification to conform zoning classification to an existing residential use.

REZONING ORDINANCE NO. 8, 1996. 95-Z-196

3425 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25.

INDIANAPOLIS WATER COMPANY, by Robert S. Spear, requests the rezoning of 40.974 acres, being in the D-A(FF) District, to the SU-39(FF) classification to provide for the construction of a well water treatment plant.

REZONING ORDINANCE NO. 9, 1996. 95-Z-200

450 EAST 25TH STREET and 2510 PARK AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

OPEN CHURCH OF DELIVERANCE, by Lorine Brown Regulus, requests the rezoning of 0.71395 acre, being in the D-8 District, to the SU-1 classification to provide for the construction of an addition to an existing church or the construction of a new church.

REZONING ORDINANCE NO. 10, 1996. 95-Z-202

6405 MASSACHUSETTS AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.

JOINT REVOCABLE TRUST for HIRAM C. and BETTY J. DRAKE, by Raymond Good, requests the rezoning of 0.61 acre, being in the D-3 District, to the C-S classification to provide for an automobile repair facility.

REZONING ORDINANCE NO. 11, 1996. 95-Z-203

1001-1023 LEXINGTON AVENUE; 802 and 806 SHELBY STREET AND 733 GROVE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 1.0 acre, being in the C-5 District, to the D-5 classification to conform the zoning classification to its use in accordance with the 1980 Fountain Square/Southeastern Subarea Plan.

PROPOSAL NOS. 41-55, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 4, 1996." The Council did not schedule Proposal Nos. 41-55, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 41-55, 1996 were retitled REZONING ORDINANCE NOS. 12-26, 1996 and are identified as follows:

REZONING ORDINANCE NO. 12, 1996. 95-Z-204

1346, 1350, 1354, 1358, and 1360 SOUTH TALBOTT STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25.

SENCOR, L.P., by Karen S. Horseman, requests the rezoning of 0.394 acres, being in the D-5 District, to the D-8 classification to provide for the construction of a 12-unit multi-family residential development.

REZONING ORDINANCE NO. 13, 1996. 95-Z-195

8188 COMBS ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

CROSSMANN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests the rezoning of 79 acres, being in the D-A(FF) District, to the D-3(FF) classification to provide for a residential development.

REZONING ORDINANCE NO. 14, 1996. 95-Z-212 95-DP-11 (Amended)

2701 WEST BANTA ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25.

WATERWAY HOLDINGS, INC., by Thomas Michael Quinn, requests the rezoning of 41.047 acres, being in the D-A(FF)(FW) District, to the D-P(FF)(FW) classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 15, 1996. 95-Z-220

610, 612, and 614 NORTH PARK AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

FRED COONEY requests the rezoning of 0.69 acres, being in the C-ID District to the CBD-2 classification to provide for single family residences in the existing buildings on the site.

REZONING ORDINANCE NO. 16, 1996. 95-Z-223

1016-1030 NORTH NEW JERSEY STREET and 1021-1029 NORTH ALABAMA STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

METROPOLITAN DEVELOPMENT COMMISSION, By Elaine Bedel, requests the rezoning of 1.16 acres, being in the C-4 district, to the D-8 classification to provide for single family residences on 8 lots on this site.

REZONING ORDINANCE NO. 17, 1996. 95-Z-16 (Amended)

6401 CRAWFORDSVILLE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18 & 8.

UNIVERSAL OUTDOOR II, INC., by Philip A. Nicely, requests the rezoning of 8.9 acres, being in the D-A District, to the C-3 classification to provide for a commercial use.

REZONING ORDINANCE NO. 18, 1996. 95-Z-170

4510 WEST 56TH STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9.

JACK and BENI ENSLEY, by Michael D. Keele, requests the rezoning of 20.23 acres, being in the C-3, SU-43, and D-A Districts, to the C-S classification to provide for mini-warehouses, neighborhood retail and office development.

REZONING ORDINANCE NO. 19, 1996. 95-Z-189

3715 SOUTH EAST STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20.

PEP BOYS - MANNY, MOE & JACK, by Brian J. Tuohy, request the rezoning of 2.008 acres, being in the C-3 District, to the C-4 classification to provide for the sale of automobile parts and accessories.

REZONING ORDINANCE NO. 20, 1996. 95-Z-192

407 NORTH FULTON STREET aka 780 EAST VERMONT STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 1.0 acre, being in the I-3-U(RC) District, to the CBD-2(RC) classification to conform zoning classification with the Lockerbie Square Historic Area and Regional Center Plans.

REZONING ORDINANCE NO. 21, 1996. 95-Z-205

420 EAST OHIO STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

NBD BANK, N.A. requests the rezoning of 0.91 acre, being in the I-3-U(RC) District, to the CBD-2(RC) classification to conform the zoning classification to the existing use.

REZONING ORDINANCE NO. 22, 1996. 95-Z-206

9480 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

GEORGE BRUNNER requests the rezoning of 0.455 acre, being in the SU-7 District, to the C-3 classification to provide for the construction of a commercial building and the use of an existing residential structure.

REZONING ORDINANCE NO. 23, 1996. 95-Z-211

1579 NORTH EDMONDSON AVENUE (rear) (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12.

WESTEL-INDIANAPOLIS COMPANY d/b/a CELLULAR ONE, by James A.L. Buddenbaum, requests the rezoning of 0.15 acre, being in the D-2 and C-7 Districts, to the SU-35, classification to provide for a cellular mobile telecommunication facility and antenna.

REZONING ORDINANCE NO. 24, 1996. 95-Z-217

1404 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

DOUGLAS & ROSE MCCLEAN, by Raymond Good, requests the rezoning of 0.23 acre, being in the C-3 District, to the C-3C classification to legally establish 4 identical loft apartments with parking provided off-site to the east.

REZONING ORDINANCE NO. 25, 1996. 95-Z-219

502 SOUTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

DENNIS WATSON requests the rezoning of 0.35 acre, being in the I-3-U District, to the CBD-2 classification to provide for a commercial parking lot and a seasonal farmer's market.

REZONING ORDINANCE NO. 26, 1996. 95-Z-224

1596 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12.

ACE RENT-A-CAR, by Michael J. Kias, requests the rezoning of 1.0 acre, being in the C-4 District, to the C-5 classification to provide for a commercial use.

NEW BUSINESS

Councillor Short expressed congratulations to the Indianapolis Colts on behalf of the Council in their win over Kansas City Chiefs, and also wished Mr. Irsay well in the hospital.

The President gave kudos to the people who cleaned the streets from the latest snow storm.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he has been asked to offer the following motion for adjournment by:

- (1) Councillor Franklin in memory of Russell Wayne Brown; and
- (2) Councillor Boyd in memory of James Dyson, Otis Jones, and Aline F. McCoy

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Russell Wayne Brown, James Dyson, Otis Jones, and Aline F. McCoy. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

January 8, 1996

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:00 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of January, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

Suellen Hunt

Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 22, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, January 22, 1996, with Councillor SerVaas presiding.

Councillor Borst led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

OATH OF OFFICE

Suellen Hart, Clerk of the City-County Council, administered the oath of office to Curt Coonrod as Councillor of District 5.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coughenour introduced four members from the Indiana University-Purdue University Indianapolis (IUPUI) exchange program: Harvey Phalatse, Johannesburg; Zamangidi Mabaso, Durban; Brigitte Mueller, Germany; and Reggie Moses, Cape Town. Councillor Hinkle acknowledged the presence of members from the Wayne Township Volunteer Fire Department. Councillor Curry recognized David Brooks, a former Councillor.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 ABSENT:

A quorum of twenty-nine members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 22, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

January 8, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, January 11, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 11, 1996, said hearing to be held on Monday, January 22, 1996, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of January 8, 1995. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 67, 1996. The proposal, sponsored by Councillor Schneider, recognizes Daniel C. Cartwright. Councillor Schneider read the proposal and presented a copy of the document and a Council pin to Mr. Cartwright, who expressed appreciation for the recognition. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 67, 1996 was adopted by a unanimous voice vote.

Proposal No. 67, 1996 was retitled SPECIAL RESOLUTION NO. 1, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1996

A SPECIAL RESOLUTION recognizing Daniel C. Cartwright.

WHEREAS, Indianapolis is blessed with citizens who are willing to step forward to volunteer their time and talents to serve their community on important boards and commissions; and

WHEREAS, one such person is Daniel C. Cartwright, a Southside real estate developer, who has served on the Indianapolis Public Transportation Board since 1991, and was the Board's Chairman for the past four years; and

WHEREAS, the early years that Mr. Cartwright was Chairman saw tremendous internal and external tumult for the Board's METRO transportation system; and

WHEREAS, at the completion of his term, METRO has emerged as a stronger entity, significant strides in management have occurred and jobs have been saved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the steadfast leadership of Daniel C. Cartwright as Chairman of the Indianapolis Public Transportation Board from 1992 through 1995.

SECTION 2. The Council commends Mr. Cartwright for his volunteer time and his skill to help solve problems that METRO faced.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 68, 1996. The proposal, sponsored by Councillor Smith, recognizes Franklin Township Firefighters Mark Elder and Randy Weasner. Councillor Smith read the proposal and presented copies of the document and Council pins to Firefighters Elder and Weasner, who expressed appreciation for the recognition. Councillor Smith recognized Mike Swartz, Franklin Township Fire Chief. Councillor Smith moved, seconded by Councillor Curry, for adoption. Proposal No. 68, 1996 was adopted by a unanimous voice vote.

Proposal No. 68, 1996 was retitled SPECIAL RESOLUTION NO. 2, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1996

A SPECIAL RESOLUTION recognizing Franklin Township firefighters Mark Elder and Randy Weasner.

WHEREAS, shortly before midnight on December 27, 1995, firefighters Mark Elder and Lieutenant Randy Weasner were dispatched in ambulance 551 to an accident on South Franklin Road near Southeastern Avenue; and

WHEREAS, a Thunderbird and a full size pickup truck had been in a head-on wreck, the car passenger was seriously injured, was entrapped and the car was on fire; and

WHEREAS, Lieutenant Weasner immediately went to work to extricate the victim while Elder fought off the rapidly approaching fire; and

WHEREAS, without the heroic and successful efforts of Franklin Township firefighters Mark Elder and Randy Weasner, and the later arriving units, the rescued victim would have had no chance of survival; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the exceptional performance of duty, courage and skill of Franklin Township firefighters Mark Elder and Lieutenant Randy Weasner on the night of December 27, 1995, as they attended a nightmarish wreck on South Franklin Road.

SECTION 2. The citizens of Franklin Township can justly be proud of their fire department and of these two heroes.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 80, 1996. The proposal, sponsored by Councillor McClamroch, appoints Gene Hendricks to the Common Construction Wage Committee of Decatur Township. Councillor McClamroch stated that last year the state legislature amended the common construction wage statute in Indiana. The law now requires that (1) the awarding governmental agency, prior to advertising for such construction, is to set up a committee to make such wage determinations, and (2) one of the five members on this committee is to be appointed by the Council. Councillor McClamroch said that he just discovered that Mr. Hendricks is going to be appointed to another position and is not available for this appointment. Councillor McClamroch moved to amend Proposal No. 80, 1996 by substituting the name of Jason Holliday for the name of Gene Hendricks. This motion was seconded by Councillor Curry and passed by unanimous voice vote. Councillor McClamroch also moved to suspend the rules to hear the proposal at this meeting.

Councillor Gilmer asked how many people are on this committee. Councillor McClamroch said that he is not certain of the exact number, but for this project the committee will consist of appointments by the Council, the Decatur Township School Board, and a union organization. Robert G. Elrod, General Counsel, added that the Council's appointment has to be a taxpayer who pays taxes that will fund the project.

Councillor O'Dell asked if the Council's appointment is needed for a quorum. Councillor McClamroch responded that the attorney for the Decatur Township School Board told him that the Council's appointment is needed for a quorum. Councillor Boyd asked what the impact would be if this proposal went through the regular process. Councillor McClamroch said that it would delay the project.

Councillor Cockrum, whose councilmanic district is in Decatur Township, stated that Jason Holliday is a life-long resident of the township, has been active in various civic organizations, has held leadership rolls, and is an appropriate appointment. Councillor Curry said that he is acquainted with Mr. Holiday and concurs with Councillor Cockrum.

The President asked for a voice vote. Councillor Boyd asked for consent to abstain. Consent was given. Proposal No. 80, 1996 passed by a voice vote.

Proposal No. 80, 1996 was retitled COUNCIL RESOLUTION NO. 1, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1996

A COUNCIL RESOLUTION appointing Jason Holliday to the Common Construction Wage Committee for Decatur Township.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee formed by the Decatur Township School District, the Council appoints:

Jason Holliday

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NOS. 5, 7, 8, and 9, 1996. The President ruled that these four appointments would be voted on together. PROPOSAL NO. 5, 1996. The proposal, sponsored by Councillor Dowden, approves the reappointment of Michael E. Beaver as Director of the Department of Public Safety. PROPOSAL NO. 7, 1996. The proposal, sponsored by Councillor Gilmer, approves the reappointment of Gregory L. Henneke as Director of the Department of Capital Asset Management. PROPOSAL NO. 8, 1996. The proposal, sponsored by Councillor Curry, approves the appointment of Irma J. Neal as Deputy Mayor for Neighborhoods. PROPOSAL NO. 9, 1996. The proposal, sponsored by Councillor Curry, approves the appointment of Charles B. Stitt as Deputy Mayor. The President noted that these proposals passed out of their committees by unanimous votes. The President moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 5, 7, 8, and 9, 1996 were adopted by a unanimous voice vote.

Proposal No. 5, 1996 was retitled COUNCIL RESOLUTION NO. 2, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael E. Beaver as Director of the Department Public Safety for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Public Safety is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael E. Beaver to serve as Director of the Department of Public Safety at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael E. Beaver is approved and confirmed by the City-County Council to serve as Director of the Department of Public Safety at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 7, 1996 was retitled COUNCIL RESOLUTION NO. 3, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Gregory L. Henneke as Director of the Department of Capital Asset Management for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Capital Asset Management is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Gregory L. Henneke to serve as Director of the Department of Capital Asset Management at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Gregory L. Henneke is approved and confirmed by the City-County Council to serve as Director of the Department of Capital Asset Management at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 8, 1996 was retitled COUNCIL RESOLUTION NO. 4, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Irma J. Neal as Deputy Mayor for Neighborhoods for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", mayoral appointments of Deputy Mayors for Neighborhoods are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Irma J. Neal to serve as a Deputy Mayor for Neighborhoods at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Irma J. Neal is approved and confirmed by the City-County Council to serve as a Deputy Mayor for Neighborhoods at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 9, 1996 was retitled COUNCIL RESOLUTION NO. 5, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Charles B. Stitt as Deputy Mayor for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of a Deputy Mayor is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Charles B. Stitt to serve as a Deputy Mayor at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Charles B. Stitt is approved and confirmed by the City-County Council as a Deputy Mayor at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 56, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,273 for the Franklin Township Assessor to pay for 1996 computer lease/purchase financed from the County General Fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 57, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an additional appropriation in the amount of \$316,475 to pay for grants previously approved by S.R. No. 107, 1995, for the Marion County Justice Agency, Prosecuting Attorney, County Auditor, Marion County Superior Court, and Forensic Services Agency financed by a transfer from the Drug Free Community Fund in the amount of \$316,475 and reducing the County General Fund appropriations by the amount of \$104,475"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 58, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$15,014 for the Prosecuting Attorney to pay a portion of a staff person's salary to implement Project Safe Families financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 59, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$36,750 for the Prosecuting Attorney to pay a portion of a Deputy Prosecutor's salary to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 60, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 61, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 62, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$77,234 for Community Corrections to continue the Juvenile Court Intensive Probation Services Program for 1995/1996 financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 63, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which allows Marion County to participate in the

County Corrections Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 64, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves a Sewage and Wastewater Transportation and Treatment Services Agreement between the City and the Tri-County Conservancy District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 65, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,049,453 for the Department of Capital Asset Management, Finance and Administration Division, to pay for the public transportation program financed by revenues in the Transportation General Fund, Federal Grants Fund, and State Grants Fund"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 66, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Emerson Avenue and Wycombe Lane (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 72, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 73, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 74, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Isaac Randolph to the Metropolitan Board of Zoning Appeals, Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 75, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 76, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Robert A. Stewart to the Metropolitan Board of Zoning Appeals, Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 77, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Daniel Cartwright to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 78, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Charles E. Kendall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 79, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Ann Curry to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 80, 1996. (Clerk's Note: In the Agenda under Special Resolutions.)

PROPOSAL NO. 81, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints David Smith to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 69, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 69, 1996 on January 18, 1996. The proposal is a final bond ordinance authorizing the issuance of \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Ind. Project) and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project) to undertake and complete the acquisition, construction and equipping of 72 apartments constructed as one-story duplexes to be located at 7606 East 82nd Street (District 4). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Dowden, for adoption. Proposal No. 69, 1995 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

4 NOT VOTING: Black, Jones, Moriarty Adams, Williams

Proposal No. 69, 1996 was retitled SPECIAL ORDINANCE NO. 1, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Inc. Project) and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition

or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of El-Beulah Retirement Village, Inc. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition, construction and equipping of seventy-two (72) apartments constructed as one-story duplexes to be located at 7606 East 82nd Street, Indianapolis, Indiana on approximately 15 acres of land which will be owned and operated by the Company; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, construction, installation and equipping of the Project by issuing its \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Inc. Project) (the "Series 1996A Bonds") and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project) (the "Series 1996B Bonds") (collectively, the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on January 17, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Series 1996A Bonds pursuant to a Series 1996A Trust Indenture (the "Series 1996A Indenture") dated as of January 1, 1996 by and between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Series 1996A Loan Agreement") dated as of January 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Series 1996A Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1996A Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Series 1996A Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1996A Bonds; and

WHEREAS, the Issuer intends to issue the Series 1996B Bonds pursuant to a Series 1996B Trust Indenture (the "Series 1996B Indenture") dated as of January 1, 1996 by and between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Series 1996B Loan Agreement") dated as of January 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Series 1996B Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1996B Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Series 1996B Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1996B Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Series 1996A Loan Agreement, Series 1996B Loan Agreement, Series 1996A Indenture,

Series 1996B Indenture, Series 1996A Placement Agreement, Series 1996A Land Use Restriction Agreement, Series 1996B Land Use Restriction Agreement, Series 1996A Preliminary Private Placement Memorandum, Series 1996B Real Estate Mortgage, Series 1996B Collateral Assignment of Rents and Leases, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Series 1996A Bonds in the aggregate principal amount not to exceed Three Million Three Hundred Thousand Dollars (\$3,300,000) and its Series 1996B Bonds in the aggregate principle amount not to exceed One Million One Hundred Thousand Dollars (\$1,100,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Series 1996A Loan Agreement and Series 1996B Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Series 1996A Preliminary Private Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Series 1996A Preliminary Private Placement Memorandum is hereby authorized to certify to NBD Bank, N.A. (the "Placement Agent") that the information in the Series 1996A Preliminary Private Placement Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Series 1996A Preliminary Private Placement Memorandum.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Series 1996A Indenture and the Series 1996B Indenture. The use of a Final Series 1996A Private Placement Memorandum substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile

signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 70, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 70, 1996 on January 18, 1996. The proposal is an inducement resolution for Double D Press, Inc. in an amount not to exceed \$2,050,000 to proceed with the acquisition and installation of printing press equipment at 5739 Professional Circle (District 19). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 70, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

4 NOT VOTING: Gray, Jones, Moriarty Adams, Williams

Proposal No. 70, 1996 was retitled SPECIAL RESOLUTION NO. 3, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Double D Press, Inc., an Indiana corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition and installation of one new Komari Lithrone L-628-III Series 30 six color sheetfed press with multiple accessories to be located at 5739 Professional Circle, Indianapolis, Indiana to be used in the Applicant's existing commercial printing and lithographic business (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (twelve (12) jobs) and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and installation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Two Million Fifty Thousand Dollars (\$2,050,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires August 31, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 71, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 71, 1996 on January 18, 1996. The proposal is an inducement resolution for the Archdiocese of Indianapolis in an amount not to exceed \$60,000,000 to proceed with the renovation, enlargement and construction of some of its educational facilities and cemeteries located in Indianapolis (Districts throughout Marion County). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption.

Councillor Golc voiced his support of this proposal. Proposal No. 71, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

2 NOT VOTING: *Jones, Williams*

Proposal No. 71, 1996 was retitled SPECIAL RESOLUTION NO. 4, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, the Archdiocese of Indianapolis (the "Applicant" or the "Archdiocese"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same. The Archdiocese will use the proceeds of the financing for the acquisition of land, site improvements, infrastructure improvements, buildings, or structures, the rehabilitation, renovation, enlargement of buildings and structures, machinery, equipment, furnishings, or facilities (or any combination of these) and refinancing for educational facilities in Indianapolis and Marion County under the supervision of the Archdiocese. In addition, the Archdiocese will use the proceeds of the financing to (i) refinance or reimburse itself for all or a portion of the costs of the financing, construction, renovation, remodeling, and equipping of certain of its educational facilities; (ii) pay a portion of the interest to accrue on the bonds and to fund certain reserves for the bonds; and (iii) pay certain costs relating to the issuance of the bonds. The educational facilities developed under this proposal will provide educational services and enrichment (including cultural, intellectual, scientific, or artistic opportunities) to school age residents of Indianapolis and Marion County. The Archdiocese will oversee the construction and operation of the educational facilities. The Archdiocese's educational facility admission policy provides that students will be considered for admission without regard to race, sex, color, religion, national origin, ancestry, or handicap. The educational facilities will not be used primarily for sectarian instruction or study or as a place of devotional activities and will not be used primarily in connection with any part of the program of a school or department of divinity for any religious denomination. In addition, the Archdiocese will use the proceeds of the financing for the acquisition of land, site improvements, infrastructure improvements, buildings or structures, the rehabilitation, renovation, enlargement of buildings and structures, machinery, equipment, furnishings, or facilities (or any combination of these) and refinancing for cemeteries in Indianapolis and Marion County under the supervision of the Archdiocese. The cemeteries developed under this proposal will provide burial plots and services to residents of Indianapolis and Marion County. The Archdiocese will oversee the construction and operation of the cemeteries. The Archdiocese's policies for its cemeteries provides that it will not discriminate based on race, sex, color, religion, national origin, ancestry, or handicap. The cemeteries will not be used primarily for sectarian purposes or as a place of devotional activities and will not be used primarily in connection with any part of the program of divinity for any religious denomination (the "Project");

WHEREAS, the diversification of industry and the retention and creation of opportunities for gainful employment plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Sixty Million Dollars (\$60,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires August 31, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 83, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 18, 1996." The Council did not schedule Proposal No. 83, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 83, 1996 was retitled REZONING ORDINANCE NO. 27, 1996 and is identified as follows:

REZONING ORDINANCE NO. 27, 1996. 95-Z-97
3838 WEST 79TH STREET (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICTS # 1 and 2.
G.C. BOYD CORPORATION requests the rezoning of 40 acres, being in the SU-35(FW)(FF) District, to the D-4(FW)(FF) classification to provide for a single-family residential development.

PROPOSAL NOS. 84-92, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 18, 1996." The Council did not schedule Proposal Nos. 84-92, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 84-92, 1996 were retitled REZONING ORDINANCE NOS. 28-36, 1996 and are identified as follows:

REZONING ORDINANCE NO. 28, 1996. 95-Z-197
1338 and 1344 COMMERCE AVENUE, INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.
CHARLES C. BRANDT CONSTRUCTION, CO., requests the rezoning of 0.25 acre, being in the C-3 District, to the C-ID classification to provide for the warehousing of construction materials in association with an adjacent construction contracting business.

REZONING ORDINANCE NO. 29, 1996. 95-Z-218
2602 WESTLANE ROAD (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2.
INDIANAPOLIS PARKS AND RECREATION requests the rezoning of 16 acres, being in the D-6II District, to the PK-1 classification to provide for a public park.

REZONING ORDINANCE NO. 30, 1996. 95-Z-228
1918-1922 EAST TROY AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.
MARK A. BELCHER requests the rezoning of 0.344 acre, being in the D-5 District, to the C-5 classification to provide for commercial development including an automobile repair facility.

REZONING ORDINANCE NO. 31, 1996. 95-Z-230
915 SOUTH HUBER STREET (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
ROBERT & ELAINE PAUGH request the REZONING of 3.446 acres, being in the SU-3 District, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 32, 1996. 95-Z-232
2505 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.
HEALTH AND HOSPITAL CORPORATION, by Thomas Michael Quinn, requests the rezoning of 3.152 acres, being in the C-ID District, to the C-1 classification to provide for the construction of a health care center.

REZONING ORDINANCE NO. 33, 1996. 95-Z-233
1970 CAROLINE AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.
LAWRENCE M. LINDLEY requests the rezoning of 0.95 acre, being in the D-5 District, to the SU-34 classification to provide for neighborhood community center.

REZONING ORDINANCE NO. 34, 1996. 95-Z-235
3721 SUTHERLAND AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11.
GARY W. POLITAN, by J. Murray Clark, requests the rezoning of 0.408 acre, being in the D-5 District, to the I-3-U classification to provide for an industrial use.

REZONING ORDINANCE NO. 35, 1996. 95-Z-237
5139 WEST 10TH STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 8.
FRANK T. STRAYER, VFW POST #1587 requests the rezoning of 0.83 acre, being in the I-2-S District, to the SU-34 classification to provide for an addition to an existing lodge.

REZONING ORDINANCE NO. 36, 1996. 95-Z-238
1799 SOUTH MINOCQUA AVENUE 1798 SOUTH PERKINS AVENUE (approximate address),
INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23.
KERR-McGEE CHEMICAL CORPORATION and STEWART MEMORIAL CHURCH, by David R.
Warshauer, request the rezoning of 2.174 acres, being in the D-8 District, to the SU-1 classification to
provide for the construction of a church.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 11, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 11, 1996 on January 10, 1996. The proposal is an appropriation of \$10,350 for the Marion County Justice Agency to pay for personnel services for the Julian Center financed by a state grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 11, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty
Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
2 NOT VOTING: Jones, Williams

Proposal No. 11, 1996 was retitled FISCAL ORDINANCE NO. 1, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995 appropriating an additional Ten Thousand Three Hundred Fifty Dollars (\$10,350) in the State and Federal Grants Fund for purposes of funds for the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Marion County Justice Agency funding personnel services for the Julian Center.

SECTION 2. The sum of Ten Thousand Three Hundred Fifty Dollars (\$10,350) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	10,350
TOTAL INCREASE	10,350

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	10,350
TOTAL REDUCTION	10,350

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 29, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 29, 1996 on January 18, 1996. The proposal approves the establishment of the Fort Harrison Reuse Area. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Franklin, for adoption.

The President commended Councillor Borst on serving on the Fort Harrison Transition Task Force. Tom Bartlett, Senior Planner, Department of Metropolitan Development, reported on the future development of the Fort Harrison Reuse Area.

Proposal No. 29, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 29, 1996 was retitled SPECIAL RESOLUTION NO. 5, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1996

A SPECIAL RESOLUTION approving the establishment of the Fort Harrison Reuse Area.

WHEREAS, the Fort Harrison Reuse Authority ("Authority") did on November 8, 1995, adopt a declaratory resolution ("Declaratory Resolution") establishing the Fort Harrison Reuse Area as a military base reuse area under IC 36-7-30; and

WHEREAS, IC 36-7-30-11(c) requires the determination that a geographic area is a military base reuse area be approved by the City-County Council of Indianapolis and Marion County; and

WHEREAS, the City-County Council reviewed the Declaratory Resolution and the Authority's Base Reuse Plan ("Plan") approved by the Declaratory Resolution and the written order of the Metropolitan Development Commission regarding the Declaratory Resolution and the Plan; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby finds and determines that it is in the best interests of the City of Indianapolis and Marion County to establish a military base reuse area in the Fort Harrison Reuse Area as described in the Declaratory Resolution.

SECTION 2. The Council hereby approves the establishment in the area known as the Fort Harrison Reuse Area of a military base reuse area as described in the Declaratory Resolution and in Exhibit A to the Declaratory Resolution, a copy of which is on file with the Clerk and shall be attached to the official copy of this resolution.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 13, 14, 15, 16, 19, 20, 21, 22, 23, 24, 25, 26, and 27, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard these proposals on January 17, 1996. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

PROPOSAL NO. 13, 1996. The proposal, sponsored by Councillor Schneider, authorizes a traffic signal at 82nd Street and Sycamore Springs Road (4700 E) (District 3). Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal No. 13, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Boyd

Proposal No. 13, 1996 was retitled GENERAL ORDINANCE NO. 1, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5, Pg. 9	82nd St, Sycamore Springs Rd (4700 E)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 14, 1996. The proposal, sponsored by Councillors Coughenour and Smith, authorizes a traffic signal for Menard's located at 7100 South Emerson (Districts 24, 23). Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal No. 14, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Black, Coughenour

Proposal No. 14, 1996 was retitled GENERAL ORDINANCE NO. 2, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 2	Emerson Av, Menard's at 7100 S. Emerson	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 15, 1996. The proposal, sponsored by Councillors Coughenour and Smith, authorizes a traffic signal at Stop 11 Road and Emerson Avenue (Districts 23, 24). Councillor Gilmer moved, seconded by Councillor Coughenour, for adoption. Proposal No. 15, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 15, 1996 was retitled GENERAL ORDINANCE NO. 3, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 2	Emerson Av, Stop 11 Rd	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 2	Emerson Av, Stop 11 Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 16, 1996. The proposal, sponsored by Councillor Smith, authorizes a traffic signal at Southport Road and Rampart Road (Meijer's access drive) (District 23). Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal No. 16, 1996 was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Black*

Proposal No. 16, 1996 was retitled GENERAL ORDINANCE NO. 4, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 5	Southport Rd, Rampart Rd (5200 East, Meijer's Access Drive)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 19, 1996. The proposal, sponsored by Councillors Jones and Tilford, authorizes a traffic signal for Shadeland Avenue (2525 N) and Western Select Properties Access Drive (Districts 10, 12). Councillor Gilmer moved, seconded by Councillor Jones, for adoption. Proposal No. 19, 1996 was adopted on the following roll call vote; viz:

29 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

Proposal No. 19, 1996 was retitled GENERAL ORDINANCE NO. 5, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20	Shadeland Av (2525 N) Western Select Access Dr	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 20, 21, 22, 23, 24, 25, 26, and 27, 1996. Councillor Gilmer asked for consent to vote on these eight proposals together. Consent was given. PROPOSAL NO. 20, 1996. The proposal, sponsored by Councillor Bradford, authorizes a multi-way stop at 64th Street and Rural Street (District 7). PROPOSAL NO. 21, 1996. The proposal, sponsored by Councillor Bradford, authorizes stop signs at 67th Street and Oxford Street (District 7). PROPOSAL NO. 22, 1996. The proposal, sponsored by Councillor Gray, authorizes a multi-way stop at Coburn Avenue and 64th Street (District 9). PROPOSAL NO. 23, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes a multi-way stop at Oakland Avenue and North Street (District 15). PROPOSAL NO. 24, 1996. The proposal, sponsored by Councillor Talley, authorizes "Yield" signs at Euclid Avenue and Linwood Avenue (District 14). PROPOSAL NO. 25, 1996. The proposal, sponsored by Councillor Hinkle, authorizes parking restrictions for Maradona Drive and 21st Street to a point 500 feet south of 21st Street (District 18). PROPOSAL NO. 26, 1996. The proposal, sponsored by Councillor Tilford, authorizes parking restrictions for 33rd Street from Franklin Road to Post Road (District 12). PROPOSAL NO. 27, 1996. The proposal, sponsored by Councillor Jones, authorizes parking restrictions for 30th Street at Forest Manor to a point 100 feet west of Forest Manor Avenue (District 10). Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 20, 21, 22, 23, 24, 25, 26, and 27, 1996 were adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

Proposal No. 20, 1996 was retitled GENERAL ORDINANCE NO. 6, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 24	64th St, Rural St	Rural St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 24	64th St, Rural St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 21, 1996 was retitled GENERAL ORDINANCE NO. 7, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 21	67th St, Oxford St	Oxford St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 22, 1996 was retitled GENERAL ORDINANCE NO. 8, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10, Pg. 4	Coburn Av, 64th St	64th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10, Pg. 4	Coburn Av, 64th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 23, 1996 was retitled GENERAL ORDINANCE NO. 9, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 10	Oakland Av, North St	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 24, 1996 was retitled GENERAL ORDINANCE NO. 10, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 13	Euclid Av Linwood Av	Euclid Av	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 25, 1996 was retitled GENERAL ORDINANCE NO. 11, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing, parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Maradona Drive, on both sides,
from Twenty-first Street to a point 500 feet
south of Twenty-first Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 26, 1996 was retitled GENERAL ORDINANCE NO. 12, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing, parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Thirty-third Street, on the north side,
from Franklin Road to Post Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 27, 1996 was retitled GENERAL ORDINANCE NO. 13, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 13, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing, parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Thirtieth Street, on the south side,
from Forest Manor Avenue to a point
100 feet west of Forest Manor Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he has been asked to offer the following motion, for adjournment by:

- (1) Councillors Borst and Coughenour in memory of Urban I. Merl, Jr.;
- (2) Councillors McClamroch and Coughenour in memory of John R. Hammond;
- (3) Councillors Smith and Bradford in memory of James V. Fitzpatrick;
- (4) Councillor Smith in memory of William M. Schreiber;
- (5) Councillor Shambaugh in memory of Dr. Jordan L. Scull;
- (6) Councillors Jones and Boyd in memory of Richard Fuqua; and
- (7) Councillor Boyd in memory of Dr. Barbara A. Smith-Williams.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Urban I. Merl, John R. Hammond, James V. Fitzpatrick, William M. Schreiber, Dr. Jordan L. Scull, Richard Fuqua, and Dr. Barbara A. Smith-Williams. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:20 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of January, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 12, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:14 p.m. on Monday, February 12, 1996, with Councillor SerVaas presiding.

Councillor Schneider led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 ABSENT:

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Bradford introduced the Boy Scout Troop from St. Paul's Church and the troop's den mother, Mary Sweeney.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 12, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

January 23, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, January 25, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 10, 12, 58, 59, and 62, 1996 to be held on February 12, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

January 29, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 1, 1996: an appropriation of \$10,350 for the Marion County Justice Agency to pay for personnel services for the Julian Center financed by a state grant

GENERAL ORDINANCE NO. 1, 1996: authorizes a traffic signal at 82nd Street and Sycamore Springs Road (4700 E) (District 3)

GENERAL ORDINANCE NO. 2, 1996: authorizes a traffic signal for Menard's located at 7100 South Emerson (Districts 24, 23)

GENERAL ORDINANCE NO. 3, 1996: authorizes a traffic signal at Stop 11 Road and Emerson Avenue (Districts 23, 24)

GENERAL ORDINANCE NO. 4, 1996: authorizes a traffic signal at Southport Road and Rampart Road (Meijer's access drive) (District 23)

GENERAL ORDINANCE NO. 5, 1996: authorizes a traffic signal for Shadeland Avenue (2525 N) and Western Select Properties Access Drive (Districts 10, 12)

GENERAL ORDINANCE NO. 6, 1996: authorizes a multi-way stop at 64th Street and Rural Street (District 7)

GENERAL ORDINANCE NO. 7, 1996: authorizes stop signs at 67th Street and Oxford Street (District 7)

GENERAL ORDINANCE NO. 8, 1996: authorizes a multi-way stop at Coburn Avenue and 64th Street (District 9)

GENERAL ORDINANCE NO. 9, 1996: authorizes a multi-way stop at Oakland Avenue and North Street (District 15)

GENERAL ORDINANCE NO. 10, 1996: authorizes "Yield" signs at Euclid Avenue and Linwood Avenue (District 14)

GENERAL ORDINANCE NO. 11, 1996: authorizes parking restrictions for Maradona Drive and 21st Street to a point 500 feet south of 21st Street (District 18)

GENERAL ORDINANCE NO. 12, 1996: authorizes parking restrictions for 33rd Street from Franklin Road to Post Road (District 12)

GENERAL ORDINANCE NO. 13, 1996: authorizes parking restrictions for 30th Street at Forest Manor to a point 100 feet west of Forest Manor Avenue (District 10)

SPECIAL RESOLUTION NO. 1, 1996: recognizes Daniel C. Cartwright

SPECIAL RESOLUTION NO. 2, 1996: recognizes Franklin Township Firefighters Mark Elder and Randy Weasner

SPECIAL RESOLUTION NO. 3, 1996: an inducement resolution for Double D Press, Inc. in an amount not to exceed \$2,050,000 to proceed with the acquisition and installation of printing press equipment at 5739 Professional Circle (District 19)

SPECIAL RESOLUTION NO. 4, 1996: an inducement resolution for the Archdiocese of Indianapolis in an amount not to exceed \$60,000,000 to proceed with the renovation, enlargement and construction of some of its educational facilities and cemeteries located in Indianapolis (Districts throughout Marion County)

SPECIAL RESOLUTION NO. 5, 1996: approves the establishment of the Fort Harrison Reuse Area

SPECIAL ORDINANCE NO. 1, 1996: a final bond ordinance authorizing the issuance of \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Ind. Project) and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project) to undertake and complete the acquisition, construction and equipping of 72 apartments constructed as one-story duplexes to be located at 7606 East 82nd Street (District 4)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of January 22, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 135, 1996. The proposal, sponsored by Councillor Shambaugh, appoints James Dillard to the Common Construction Wage Committee for the School Town of Speedway. The President asked for consent to hear Proposal No. 135, 1996 without going to committee. Consent was given. Councillor O'Dell asked why this appointment was urgent enough to bypass the rules of going to the Committee. Councillor McClamroch responded that the project was in need of an immediate appointment, and stated that a mechanism needed to be put in place to move appointments through the process more quickly than the time frame Council meetings

allowed. Councillor McClamroch moved, seconded by Councillor Shambaugh, for adoption of Proposal No. 135, 1996, and it was adopted by unanimous voice vote.

Proposal No. 135, 1996 was retitled COUNCIL RESOLUTION NO. 6, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 1996

A COUNCIL RESOLUTION appointing James Dillard to the Common Construction Wage Committee for the School Town of Speedway.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee formed by the School Town of Speedway, the Council appoints:

James Dillard

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

The President stated that Proposal Nos. 2, 3, 4, 6, 28, 72, 73, 74, 75, 77, 78, 79 and 81, 1996, director appointments and board re-appointments, were heard by various committees and would be voted on together. Councillor Boyd requested that Proposal No. 6, 1996 be heard and voted on separately. Consent was given.

PROPOSAL NO. 6, 1996. The proposal, sponsored by Councillor Coughenour, approves the appointment of Gregory L. Henneke as Director of the Department of Public Works. Councillor Coughenour stated that the Public Works Committee heard Proposal No. 6, 1996 on January 25, 1996. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Boyd stated that he had voted against Proposal No. 6, 1996, in Committee. He emphasized that his opposition to this proposal was not a reflection on the qualifications of Mr. Henneke, as he felt Mr. Henneke was very capable and would do a very good job in such a position. Councillor Boyd explained that he felt this appointment indicated a future merging of departments, a consolidation of which the Council had not been made aware.

Councillor McClamroch asked Councillor Boyd for clarification on the reasoning behind why Proposal No. 6, 1996 was an inappropriate appointment. Councillor Boyd explained that this kind of appointment had never been done before. He added that if the Mayor was initiating this appointment in order to consolidate the two departments, he should let the Council know so that they could act on the idea of consolidation. Councillor Boyd posed the question about whether or not the Mayor could find another person suitable for the Director of Public Works position.

Councillor McClamroch agreed that it was unusual to appoint the same person to two different positions. He added that he felt the recommendation for this appointment gave the Council confidence in knowing that Mr. Henneke was well-qualified to handle both positions and would ensure the security of the running of the two departments in light of the fact that the Mayor would not be as active in the building due to his candidacy in the gubernatorial race. Councillor

McClamroch explained that should there be a restructuring of municipal departments, the Council would have to be made aware of such and would play an active roll in such a decision.

The President expressed his belief in the need for these two departments to work closely together because of their involvement in so many joint projects, and endorsed the City administration's recommendation of filling the open position of Director of Public Works for the remainder of the year with someone of Mr. Henneke's caliber and qualifications.

The President passed the gavel to Vice President McClamroch and moved for adoption of Proposal No. 6, 1996.

Councillor Williams asked if by voting in favor of this proposal she would be giving approval to a continuing effort to merge these two departments. The President responded that he felt approval of this proposal would simply maintain the status quo until the end of the year. Councillor Williams then asked from a taxpayer's standpoint if these positions were a one-person or two-person job. The President responded that Mr. Henneke had in place two very qualified staffs, and although these positions should be filled by two individuals, he felt Mr. Henneke was well qualified to direct both staffs.

Councillor Gray asked what would happen to the money budgeted for the second position. The President responded that he assumed it would be used in another capacity, if possible.

Councillor Coughenour seconded the motion on the floor. The Vice President called for a voice vote. Division was ruled, and a roll call vote was taken. Proposal No. 6, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford
6 NAYS: Boyd, Brents, Gray, Jones, Talley, Williams
0 ABSENT:

The Vice President returned the gavel to the President. Councillor Boyd asked for consent to explain his vote. Consent was given. Councillor Boyd explained that he cast a vote in opposition simply because if he had cast it in favor of this proposal, he would be putting his stamp of approval on consolidating these two departments, something which he was not yet ready to do.

Proposal No. 6, 1996 was retitled COUNCIL RESOLUTION NO. 7, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Gregory L. Henneke as Director of the Department of Public Works for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Gregory L. Henneke to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Gregory L. Henneke is approved and confirmed by the City-County Council to serve as Director of the Department of Public Works at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 2, 1996. The proposal, sponsored by Councillor Schneider, approves the appointment of Michael Yoder as Director of the Department of Administration. PROPOSAL NO. 3, 1996. The proposal, sponsored by Councillor Hinkle, approves the appointment of Moira Carlstedt as Director of the Department of Metropolitan Development. PROPOSAL NO. 4, 1996. The proposal, sponsored by Councillor Shambaugh, approves the appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation. PROPOSAL NO. 28, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Henry C. Bock, M.D. to the Health & Hospital Corporation Board of Trustees. PROPOSAL NO. 72, 1996: The proposal, sponsored by Councillor McClamroch, reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I. PROPOSAL NO. 73, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I. PROPOSAL NO. 74, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Isaac Randolph to the Metropolitan Board of Zoning Appeals, Division II. PROPOSAL NO. 75, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III. PROPOSAL NO. 77, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Daniel Cartwright to the Indianapolis Public Transportation Corporation Board. PROPOSAL NO. 78, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Charles E. Kendall to the Board of Parks and Recreation. PROPOSAL NO. 79, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Ann Curry to the Animal Control Board. PROPOSAL NO. 81, 1996. The proposal, sponsored by Councillor McClamroch, reappoints David Smith to the Marion County Community Corrections Advisory Board. Proposal Nos. 2, 3, 4, 28, 72, 73, 74, 75, 77, 78, 79 and 81, 1996 were adopted by a voice vote.

[Clerk's Note: Due to conflict of interest, Councillor Curry abstained on Proposal No. 79, 1996, and Councillor Smith on Proposal No. 81, 1996.]

Proposal No. 2, 1996 was retitled COUNCIL RESOLUTION NO. 8, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael Yoder as Director of the Department of Administration for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael Yoder to serve as Director of the Department of Administration at his pleasure for a term ending December 31, 1996; now, therefore:

February 12, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael Yoder is approved and confirmed by the City-County Council to serve as Director of the Department of Administration at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 3, 1996 was retitled COUNCIL RESOLUTION NO. 9, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Moira Carlstedt as Director of the Department of Metropolitan Development for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Metropolitan Development is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Moira Carlstedt to serve as Director of the Department of Metropolitan Development at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Moira Carlstedt is approved and confirmed by the City-County Council to serve as Director of the Department of Metropolitan Development at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 4, 1996 was retitled COUNCIL RESOLUTION NO. 10, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation for a term ending December 31, 1996.

WHEREAS, pursuant to IC 36-3-3-8 and Section 201-4 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of the Director of the Department of Parks and Recreation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Raymond D. Wallace to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 1996; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Raymond D. Wallace is approved and confirmed by the City-County Council to serve as Director of the Department of Parks and Recreation at the pleasure of the Mayor for a term ending December 31, 1996.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 28, 1996 was retitled COUNCIL RESOLUTION NO. 11, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 1996

A COUNCIL RESOLUTION reappointing Henry C. Bock, M.D. to the Health & Hospital Corporation Board of Trustees.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Health & Hospital Corporation Board of Trustees, the Council appoints:

Henry C. Bock, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 72, 1996 was retitled COUNCIL RESOLUTION NO. 12, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 1996

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division I, the Council appoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 73, 1996 was retitled COUNCIL RESOLUTION NO. 13, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 1996

A COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division I, the Council appoints:

Joanna Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 74, 1996 was retitled COUNCIL RESOLUTION NO. 14, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1996

A COUNCIL RESOLUTION reappointing Isaac Randolph to the Metropolitan Board of Zoning Appeals, Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division II, the Council appoints:

Isaac Randolph

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 75, 1996 was retitled COUNCIL RESOLUTION NO. 15, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 1996

A COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council appoints:

Mary Jane Klepek

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 77, 1996 was retitled COUNCIL RESOLUTION NO. 16, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 1996

A COUNCIL RESOLUTION reappointing Daniel Cartwright to the Indianapolis Public Transportation Corporation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Public Transportation Corporation Board, the Council appoints:

Daniel Cartwright

SECTION 2. The appointment made by this resolution is for a term ending August 6, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 78, 1996 was retitled COUNCIL RESOLUTION NO. 17, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1996

A COUNCIL RESOLUTION reappointing Charles E. Kendall to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Charles E. Kendall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 79, 1996 was retitled COUNCIL RESOLUTION NO. 18, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1996

A COUNCIL RESOLUTION reappointing Ann Curry to the Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Control Board, the Council appoints:

Ann Curry

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 81, 1996 was retitled COUNCIL RESOLUTION NO. 19, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1996

A COUNCIL RESOLUTION reappointing David Smith to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

David Smith

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 93, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION which approves a public purpose grant in

the amount of \$25,000 to Central Indiana Radio Reading for the purpose of providing radio reading programs for the blind and print-disabled in Marion County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 94, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$50,000 for the Department of Parks and Recreation to hire a full-time Golf Division Administrator financed by a transfer within the department's Park General Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 95, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$12,144 for the County Sheriff for overtime reimbursement for officers assigned to the F.B.I. Task Force Program financed by revenues from the State and Federal Grants Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 96, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$34,950 for the County Sheriff to pay the contractual services of a Jail Purchasing Agent, Fixed Asset Control Officer, Department Disposal Officer, and Chaplain; and to pay Marion County's portion of the Crime Stopper program financed by a transfer within the department's County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 97, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$9,039 for the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant financed by revenues from the State and Federal Grants Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 98, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$44,989 for the Prosecuting Attorney and County Auditor to fund one deputy prosecutor from the 1996 Weed and Seed Program through the Indianapolis Police Department financed by revenues from the State and Federal Grants Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 99, 1996. Introduced by Councillor Hinkle, Cockrum, Golc. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which establishes a Fire Emergency Dispatch Task Force"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 100, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which approves the submission of a grant application to the Indiana Department of Corrections to obtain funds for the programs operated by the Marion County Community Corrections for the 1996-97 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 101, 1996. Introduced by Councillor Coughenour, Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which establishes a

supplemental sewer user rate for the area formerly served by Fairwood Utilities”; and the President referred it to the Public Works Committee.

PROPOSAL NO. 102, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes a traffic signal at Arlington Avenue and Thompson Road (District 23)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 103, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes multi-way stops for the Liberty Creek subdivision (District 1)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 104, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes stop signs for Country Pointe Section 2 (District 18)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 105, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes intersection controls for the subdivision of Fieldstone Section 1 (District 9)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 106, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes stop signs for the Brookstone Subdivision, Section 1 (District 9)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 107, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at 64th Street and Coburn Avenue (District 9)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 108, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Burlington Avenue and Maple Drive (District 7)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 109, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Bay Pointe Circle and Old Stone Drive (District 5)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 110, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: “A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Canyon Road and Yellowstone Parkway, and at Glacier Drive and St. James Drive (District 25)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 111, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Louise Drive and Mary Lane (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 112, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes stop signs at Dapple Trace and Manning Road (District 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 113, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Murry Street and Villa Avenue (District 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 114, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Lexington Avenue and Spruce Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 115, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Hoyt Avenue and Laurel Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 116, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at Shore Drive and Shore Terrace (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 117, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes a multi-way stop at 49th Street and Crittenden Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 118, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes parking restrictions on Compton Street from 60th Street to 61st Street (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 119, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes parking restrictions on Koehne Street from Washington Street north to underpass (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 120, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which reduces the speed limit from 40 mph to 35 mph on Zionsville Road from 62nd Street to 71st Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 121, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which authorizes additional parking meters on the spokes to Monument Circle (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 122, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which reduces speed limits within Cumberland Estates subdivision (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 123, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE which adds Consortium Foundation, Inc. and Redevelopment/Revitalization of the Southside Community to the list of eligible neighborhood development corporations for sales and grants of real property"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 124, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is an appropriation of \$175,000 to finance the upgrade of technology for the newly consolidated Adult Probation Division of the Marion County Superior Court financed by revenues in the Supplemental Adult Probation User Fees Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 126, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Phillip Hinkle to the Marion County Board of Tax Adjustment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 127, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which appoints Curt Coonrod to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 128, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Wayne Reynolds to the Speedway Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 129, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Lance L. Bundles to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 130, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 131, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 132, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Diana Wilson Hall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 133, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints Elliott Nelson to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 134, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION which reappoints David W. Hoppock to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 136, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on February 8, 1996." The Council did not schedule Proposal No. 136, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 136, 1996 was retitled REZONING ORDINANCE NO. 37, 1996 and is identified as follows:

REZONING ORDINANCE NO. 37, 1996. 95-Z-232
2505 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.
HEALTH AND HOSPITAL CORPORATION, by Thomas Michael Quinn, requests the rezoning of 3.152 acres, being in the C-ID District, to the C-1 classification to provide for the construction of a health care center.

PROPOSAL NOS. 137-149, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 8, 1996." The Council did not schedule Proposal Nos. 137-149, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 137-149, 1996 were retitled REZONING ORDINANCE NOS. 38-50, 1996 and are identified as follows:

REZONING ORDINANCE NO. 38, 1996. 95-Z-213 (Amended)
7702 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
SCANNELL DEVELOPMENT COMPANY, by Thomas Michael Quinn, requests the rezoning of 191.92 acres, being in the D-A District, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 39, 1996. 96-Z-11
4779 EAST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24.

THE NEW SHOREWOOD LIMITED PARTNERSHIP, by Thomas Michael Quinn, requests the rezoning of 14.294 acres, being in the C-6 District, to the C-S classification to provide for the construction of an indoor movie theater.

REZONING ORDINANCE NO. 40, 1996. 96-Z-5

7137 EAST 46th STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14.

WILLIAM M. KILBURY, ET AL, by Edward Williams, requests the rezoning of 7.006 acres, being in the D-6 District, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 41, 1996. 95-Z-179

2108-2202 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 0.97 acre, being in the C-2 District, to the C-5 classification to conform the zoning classification to the existing commercial use.

REZONING ORDINANCE NO. 42, 1996. 95-Z-201

4902 WEST 56TH STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1.

CROSS CREEK ASSOCIATES, L.P., by Therese Fehribach Coffey, requests the rezoning of 4.292 acres, being in the C-S District, to the C-S classification to provide for permitted C-1 uses, gymnasium & tennis facilities, mini-warehouses, drinking places and eating places, hotel not exceeding two stories for extended stay clientele use and all C-3 uses.

REZONING ORDINANCE NO. 43, 1996. 95-Z-209

2401 EAST 38TH STREET (rear) a/k/a 3751 NORTH KEYSTONE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11.

PEP BOYS - MANNY, MOE & JACK, by Brian J. Tuohy, request the rezoning of 0.46 acre, being in the D-5 District, to the C-4 classification to provide for commercial development including the construction of an automobile parts and accessories sales business.

REZONING ORDINANCE NO. 44, 1996. 95-Z-222 (Amended)

5719 MASSACHUSETTS AVENUE & 5750 EAST 30th STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.

EASTERN STAR MISSIONARY BAPTIST CHURCH, INC. requests the rezoning of 17.74 acres, being in the D-4 and I-2-U Districts, to the SU-1 classification to conform the zoning of the site with its religious use and provide for additional church parking.

REZONING ORDINANCE NO. 45, 1996. 95-Z-227

4310 - 4318 EAST 10TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 0.3 acre, being in the D-5 District, to the C-1 classification to conform the zoning classification to the existing use in accordance with the Comprehensive Plan.

REZONING ORDINANCE NO. 46, 1996. 95-Z-231

5165 EAST 64th STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 4.

KENNETH E. SCHMIDT, by Michael D. Keele, requests the rezoning of 2.5 acres, being in the C-3 District, to the C-S classification to provide for a commercial roofing insulation fabricator including the construction of a warehouse and office building.

REZONING ORDINANCE NO. 47, 1996. 96-Z-1

881 FLETCHER AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

CALVARY TABERNACLE CHURCH requests the rezoning of 0.6 acre, being in the D-8 District, to the SU-1 classification to provide for religious uses including a parking lot for an existing church.

REZONING ORDINANCE NO. 48, 1996. 96-Z-2

4161 MILLERSVILLE ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 11.

AMERICAN CONSULTING ENGINEERS, INC., by John Van Buskirk, requests the rezoning of 0.48 acre, being in the D-5 District, to the C-1 classification to provide for commercial office uses.

REZONING ORDINANCE NO. 49, 1996. 96-Z-7

2940 WEST 39TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2.

JOE DEFABIS requests the rezoning of 0.480 acre, being in the D-A District, to the D-3 classification to provide for construction of a single-family residence

REZONING ORDINANCE NO. 50, 1996. 96-Z-8

1201 EAST 46TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 6.

METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.326 acre, being in the SU-2 District, to the SU-38 classification to provide for a community center.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 10, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 10, 1996 on January 24, 1996. The proposal is an appropriation of \$300,000 for the County Sheriff to purchase additional cars financed by revenues in the Cumulative Capital Development Fund. Councillor Dowden explained that the proposal was amended to note that proceeds from the sale of used cars from the department would go into the Cumulative Capital Development Fund to help finance these additional cars. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Black asked if the cars to be purchased were American-made. Councillor Dowden responded that the cars carried an American trademark, but that some components of the car may not be American-made. Councillor Black stated that he could not vote in favor of the proposal unless the cars were completely American-made. Councillor Dowden responded that they were Ford Company cars, but that he could not assure Councillor Black of their complete use of American-made parts.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 10, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

1 NAYS: *Black*

2 NOT VOTING: *Gray, Williams*

0 ABSENT:

Proposal No. 10, 1996, as amended, was retitled FISCAL ORDINANCE NO. 2, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Cumulative Capital Fund for purposes of the County Sheriff and reducing the unappropriated and

unencumbered balance in the Cumulative Capital Fund, which henceforth shall receive the gross proceeds from the sale of sheriff vehicles.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to purchase additional sheriff cars.

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	<u>300,000</u>
TOTAL INCREASE	300,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Cumulative Capital Development Fund	<u>300,000</u>
TOTAL REDUCTION	300,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 12, 1996. The proposal is an appropriation of \$82,196 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund. Councillor Dowden moved, seconded by Councillor Franklin, to postpone Proposal No. 12, 1996 until March 18, 1996. Proposal No. 12, 1996 was postponed by unanimous voice vote.

PROPOSAL NO. 58, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 58, 1996 on January 24, 1996. The proposal is an appropriation of \$15,014 for the Prosecuting Attorney to pay a portion of a staff person's salary to implement Project Safe Families financed by a state grant. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 58, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
2 NOT VOTING: Gray, Williams
0 ABSENT:

Proposal No. 58, 1996 was retitled FISCAL ORDINANCE NO. 3, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fifteen Thousand Fourteen Dollars (\$15,014) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney for a portion of the funds needed for a staff person to implement Project Safe Families.

SECTION 2. The sum of Fifteen Thousand Fourteen Dollars (\$15,014) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	15,014
TOTAL INCREASE	15,014

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	15,014
TOTAL REDUCTION	15,014

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 59, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 59, 1996 on January 24, 1996. The proposal is an appropriation of \$36,750 for the Prosecuting Attorney to pay a portion of a Deputy Prosecutor's salary to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a state grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:00 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 59, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Black, Gray, Williams

0 ABSENT:

Proposal No. 59, 1996 was retitled FISCAL ORDINANCE NO. 4, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Thirty-six Thousand Seven Hundred Fifty Dollars (\$36,750) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) and (b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor for a portion of the funds for a Deputy Prosecutor to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor.

SECTION 2. The sum of Thirty-six Thousand Seven Hundred Fifty Dollars (\$46,750) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	29,400
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	<u>7,350</u>
TOTAL INCREASE	36,750

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>36,750</u>
TOTAL REDUCTION	36,750

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 62, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 62, 1996 on January 24, 1996. The proposal is an appropriation of \$77,234 for Community Corrections to continue the Juvenile Court Intensive Probation Services Program for 1995/1996 financed by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 62, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

0 ABSENT:

Proposal No. 62, 1996 was retitled FISCAL ORDINANCE NO. 5, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-seven Thousand Two Hundred Thirty-four Dollars (\$77,234) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(z) (b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency and County Auditor to fund a Juvenile Court Intensive Probation Services Program for 95/96.

SECTION 2. The sum of Seventy-seven Thousand Two Hundred Thirty-four Dollars (\$77,234) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	58,068
3. Other Services and Charges	4,650
<u>COUNTY AUDITOR</u>	
1. Personal Service - fringes	14,516
TOTAL INCREASE	77,234

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	77,234
TOTAL REDUCTION	77,234

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 57, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 57, 1996 on January 24, 1996. The proposal is an additional appropriation in the amount of \$316,475 to pay for grants previously approved by S.R.

No. 107, 1995, for the Marion County Justice Agency, Prosecuting Attorney, County Auditor, Marion County Superior Court, and Forensic Services Agency financed by a transfer from the Drug Free Community Fund in the amount of \$316,475 and reducing the County General Fund appropriations by the amount of \$104,475. Councillor Dowden stated that this was a correction of characters in the budget; there are no new programs or additional monies involved. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 57, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

0 ABSENT:

Proposal No. 57, 1996 was retitled FISCAL ORDINANCE NO. 6, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating and transferring an additional Three Hundred Sixteen Thousand Four Hundred Seventy-five Dollars (\$316,475) in the Drug Free Community Fund and reducing One Hundred Four Thousand Four Hundred Seventy-five Dollars (\$104,475) in the County General Fund for purposes of the Marion County Justice Agency, Marion County Superior Court, Prosecuting Attorney, Forensic Services Agency, and County Auditor and reducing certain other appropriations for the Marion County Justice Agency, Forensic Services Agency, and County Auditor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b), (v), (x), (bb), and (cc) of the City-County Annual Budget for 1996, be and is hereby amended by the increases and reductions hereinafter stated for purposes of funding grants to those agencies previously approved by Special Resolution No. 107, 1995.

SECTION 2. The sum of Four Hundred Twenty Thousand Nine Hundred Fifty Dollars (\$420,950) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>DRUG FREE COMMUNITY FUND</u>
1. Personal Services	36,076
TOTAL INCREASE	36,076
 <u>MARION COUNTY SUPERIOR COURT</u>	 <u>DRUG FREE COMMUNITY FUND</u>
1. Personal Services	42,880
4. Capital Outlay	10,000
TOTAL INCREASE	52,880
 <u>PROSECUTING ATTORNEY</u>	 <u>DRUG FREE COMMUNITY FUND</u>
1. Personal Services	72,000
2. Supplies	200
3. Other Services and Charges	5,200
4. Capital Outlay	7,600
TOTAL INCREASE	85,000

February 12, 1996

FORENSIC SERVICES AGENCY

1. Personal Services
TOTAL INCREASE

DRUG FREE COMMUNITY FUND

83,580
83,580

COUNTY AUDITOR

1. Fringes
TOTAL INCREASE

DRUG FREE COMMUNITY FUND

58,939
58,939

TOTAL ALL INCREASES

316,475

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY JUSTICE AGENCY

3. Other Services and Charges
TOTAL DECREASE

DRUG FREE COMMUNITY FUND

316,475
316,475

FORENSIC SERVICES AGENCY

1. Personal Services
TOTAL DECREASE

COUNTY GENERAL FUND

83,580
83,580

COUNTY AUDITOR

1. Fringes
TOTAL DECREASE

COUNTY GENERAL FUND

20,895
20,895

TOTAL ALL DECREASES

420,950

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 63, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 63, 1996 on January 24, 1996. The proposal allows Marion County to participate in the County Corrections Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 63, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

0 ABSENT:

Proposal No. 63, 1996 was retitled GENERAL ORDINANCE NO. 14, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 14, 1996

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Section 2-358, of Article IX, Chapter 2.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF
INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 2-358 of Article IX, Chapter 2 of the Code of Indianapolis and Marion County is hereby amended by inserting the words or symbols underlined and deleting the words or symbols stricken-through as follows:

Sec. 2-358. County corrections fund.

(a) The city-county council hereby elects to receive deposits from the department of corrections in accordance with IC 11-12-6.

(b) The city-county council hereby elects to receive such deposits at level 3 funding. Level 3 funding shall be equal to \$3,500 times 84 (Marion County base integer) or \$294,000 for the year ending April 30, ~~1996~~ 1997.

(c) There is hereby created a "county corrections fund", to be administered by the city-county council. The fund shall consist of deposits received from the department of corrections in accordance with IC 11-12-6-13.

(d) The county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions can, without the invalid provision or provision, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 64, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 64, 1996 on January 25, 1996. The proposal approves a Sewage and Wastewater Transportation and Treatment Services Agreement between the City and the Tri-County Conservancy District. Councillor Coughenour explained that the proposal was amended in Committee to assure that any revenue generated by this proposal would be used to upgrade the sanitary sewer system in Marion County. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 64, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford

0 NAYS:

5 NOT VOTING: Black, Gray, McClamroch, Short, Williams

0 ABSENT:

Councillor McClamroch asked for consent to abstain on Proposal No. 64, 1996. Consent was given.

Proposal No. 64, 1996, as amended, was retitled GENERAL RESOLUTION NO. 1, 1996 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1996

A GENERAL RESOLUTION approving and authorizing execution of an agreement between the City of Indianapolis and the Tri-County Conservancy District for treatment of sewage and wastewater.

WHEREAS, the Board of Public Works by Resolution No. 3164-1995 approved an agreement with the Tri-County Conservancy District providing for the City of Indianapolis to transport and treat sewage and wastewater collected within the Tri-County Conservancy District and authorized the Director of the Department of Public Works to sign said agreement on behalf of the City of Indianapolis; and

WHEREAS, said agreement is in the best interests of the City; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY INDIANA:

SECTION 1. The Sewage and Wastewater Transportation and Treatment Services Agreement between the City of Indianapolis and the Tri-County Conservancy District, as approved by the Board of Public Works by Resolution No. 3164-1995 on December 18, 1995, is hereby ratified, and the Clerk directed to attach a copy of such resolution and agreement to the official copy of this resolution, and insert a copy in the permanent minutes of the Council.

SECTION 2. The Director of the Department of Public Works is hereby authorized to execute said Agreement on behalf of the City of Indianapolis.

SECTION 3. The Director of the Department of Public Works is hereby directed to utilize any revenue generated from said Agreement to maintain and improve the construction, expansion, upgrade, and rehabilitation of the City's wastewater transportation and treatment system within Marion County.

PROPOSAL NO. 17, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 17, 1996 on January 31, 1996. The proposal, sponsored by Councillor SerVaas, authorizes a traffic signal at Westfield Boulevard and Northview Middle School Access Drive (8450 N) (Districts 2, 7). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption.

The President passed the gavel to Vice President McClamroch and asked for consent to address Proposal No. 17, 1996. Consent was given. The President stated that traffic signals were very expensive and that the private sector was willing to pay for them to insure access and safety. He added that a problem created by these requests is that thoroughfares are getting bogged down with stoplights, causing a disruption in traffic flow. The President encouraged Council members when initiating requests for traffic signals, that arrangements be made to insure the regulation of traffic signals through timing and blinker options to accommodate high traffic hours.

The Vice President returned the gavel to the President.

Proposal No. 17, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams*

0 NAYS:

3 NOT VOTING: *Black, Gray, Short*

0 ABSENT:

Proposal No. 17, 1996 was retitled GENERAL ORDINANCE NO. 15, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 15, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 15	Westfield Blvd Northview Middle School (8450 N)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 18, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 18, 1996 on January 31, 1996. The proposal, sponsored by Councillors Hinkle and Cockrum, authorizes a traffic signal at Girls School Road and Thomson Consumer Electronics Access Drive (900 S) (Districts 18, 19). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 18, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams*

0 NAYS:

4 NOT VOTING: *Black, Gilmer, Gray, Short*

0 ABSENT:

Proposal No. 18, 1996 was retitled GENERAL ORDINANCE NO. 16, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 3	Girls School Rd Thomson Consumer Electronics Access Dr (900 S)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 66, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 66, 1996 on January 31, 1996. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at Emerson Avenue and Wycombe Lane (District 4). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 66, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams*

0 NAYS:

4 NOT VOTING: *Black, Gray, Schneider, Short*

0 ABSENT:

Proposal No. 66, 1996 was retitled GENERAL ORDINANCE NO. 17, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 17, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Emerson Av Wycombe Ln	Emerson Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Emerson Av Wycombe Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Borst referred to the issues in the press regarding the Murat Shrine project. He added that the Economic Development Committee would be meeting Thursday, February 22, 1996 at 5:30 p.m. Following the Committee's regular agenda, a joint meeting would be held with the

Metropolitan Development Committee beginning at approximately 6:00 p.m. in order to hear more information about the financing and status of the Murat Shrine project.

Councillor O'Dell encouraged Council members to look at the Municipal Corporations Committee's February 8th meeting minutes for an update on the status of the baseball stadium project.

Councillor O'Dell stated that he had failed at the beginning of the meeting to introduce Quentin Quinn and John Baldwin, representatives of the Local 30 Stagehands Union (IATSE-International Alliance of Theatrical Stage Employees).

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Hinkle, Gilmer and SerVaas in memory of William Soards; and
- (2) Councillor Hinkle in memory of Richard (Dick) McCullough; and
- (3) Councillor Smith in memory of Margaret Gwin; and
- (4) Councillor Moores in memory of Shannon McPherson.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of William Soards, Richard (Dick) McCullough, Margaret Gwin, and Shannon McPherson. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:27 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of February, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 26, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:12 p.m. on Monday, February 26, 1996, with Councillor SerVaas presiding.

Councillor Hinkle led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

Councillor Dowden expressed gratitude on behalf of Councillor William Schneider to the Council for their prayers and cards during his surgery and recovery.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 ABSENT: Gilmer, Schneider

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Bradford introduced Ralph Jones, President of the Washington Township Board, and Dick Cunningham, Washington Township Assessor. Councillor Borst introduced Perry Township Assessor Mary Kay Gillum, and her husband, Dick. Councillor Hinkle introduced Wayne Township Assessor, Charlie Spears, and friends from the County Assessor's Office: Charlie Coleman, Clara Druen, Marilyn Smith, and Jim Maley. Councillor O'Dell introduced friends of the Sheriff's Department: Sheriff Jack Cottey, Colonel Scott Minier, Deputy Chief

Billy Romeril, Julie von Arx, and Brian Barton. Councillor Gray introduced former Indianapolis Fire Department Chief, Joseph Kimbrew.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 82, 1996. The proposal, sponsored by Councillor Borst, recognizes the Indianapolis Colts. Councillor Borst read the proposal and presented a copy of the document to Lindy Infante, the newly appointed Head Coach of the Colts. Coach Infante expressed appreciation for this recognition and for the support of the City during last year's season. Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 82, 1996 was adopted by a unanimous voice vote.

Proposal No. 82, 1996 was retitled SPECIAL RESOLUTION NO. 6, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1996

A SPECIAL RESOLUTION recognizing the Indianapolis Colts.

WHEREAS, The Indianapolis Colts professional football team just concluded their best and most exciting season since the Colts arrived in Indianapolis; and

WHEREAS, the 1995-96 team had the talent, and more importantly the chemistry, to be among the very best of the National Football League, losing only one game by more than six points; and

WHEREAS, this "Cinderella team" came within one minute and 34 seconds of making it to Super Bowl XXX, and has won the spirit of this city and garnered the respect of the rest of the nation; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Indianapolis Colts players, coaches, staff, management and, in particular, the Irsay family for an exciting, competitive year.

SECTION 2. The Council wishes the Colts the best of luck in the off-season to work hard to build on this past season and to take that next step in 1996.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OFFICIAL COMMUNICATIONS

President SerVaas introduced Sheriff Jack Cottey, who introduced the Chairman of the Jail Overcrowding Task Force and County Auditor, John von Arx. Mr. von Arx presented an update on the development of a strategic plan to relieve jail overcrowding. He detailed the steps of the task force formed in 1993 to reach their proposed plan of a two-step process: 1) moving cases through the courts faster, and 2) building more maximum security cell space. The task force recommended Corrections Corporation of America (CCA) as the preferred vendor for the proposed facility. President SerVaas thanked Mr. von Arx for his presentation.

The President called for the reading of Official Communications. The Clerk read the following:

February 26, 1996

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 26, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

February 13, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, February 15, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 56, 60, 61, 65, 95, 97 and 98, 1996 to be held on February 26, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

February 16, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 3, 1996: an appropriation of \$15,014 for the Prosecuting Attorney to pay a portion of a staff person's salary to implement Project Safe Families financed by a state grant

FISCAL ORDINANCE NO. 4, 1996: an appropriation of \$36,750 for the Prosecuting Attorney to pay a portion of a Deputy Prosecutor's salary to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a state grant

FISCAL ORDINANCE NO. 5, 1996: an appropriation of \$77,234 for Community Corrections to continue the Juvenile Court Intensive Probation Services Program for 1995/1996 financed by a state grant

FISCAL ORDINANCE NO. 6, 1996: additional appropriation in the amount of \$316,475 to pay for grants previously approved by S.R. No. 107, 1995, for the Marion County Justice Agency, Prosecuting Attorney, County Auditor, Marion County Superior Court, and Forensic Services Agency financed by a transfer from the Drug Free Community Fund in the amount of \$316,475 and reducing the County General Fund appropriations by the amount of \$104,475

GENERAL ORDINANCE NO. 14, 1996: allows Marion County to participate in the County Corrections Fund

GENERAL ORDINANCE NO. 15, 1996: authorizes a traffic signal at Westfield Boulevard and Northview Middle School Access Drive (8450 N) (Districts 2, 7)

GENERAL ORDINANCE NO. 16, 1996: authorizes a traffic signal at Girls School Road and Thomson Consumer Electronics Access Drive (900 S) (Districts 18, 19)

GENERAL ORDINANCE NO. 17, 1996: authorizes a multi-way stop at Emerson Avenue and Wycombe Lane (District 4)

GENERAL RESOLUTION NO. 1, 1996: approves a Sewage and Wastewater Transportation and Treatment Services Agreement between the City and the Tri-County Conservancy District

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of February 12, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 178, 1996. The proposal, sponsored by Councillor Gray, recognizes the Indianapolis Fire Department's *Learn Not To Burn* public education program. Councillor Gray read the proposal and presented a copy of the document to IFD Chief Keith Smith. Chief Smith introduced IFD public education team members Sonya Miller, Roger Boyce, and Chief Charlie Williams, Director of Fire Prevention Services. Ms. Miller explained the program and recognized participants 3-year-old Kyle Richardson, 4-year-old Judy Stedman, and 9-year-old Heather Haley, whose actions as a result of these fire safety lessons were acknowledged in this resolution. She also recognized teachers of the program, Robin Nichols and Pam White. Councillor Gray moved, seconded by Councillor Curry, for adoption. Proposal No. 178, 1996 was adopted by a unanimous voice vote.

Proposal No. 178, 1996 was retitled SPECIAL RESOLUTION NO. 7, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1996

A SPECIAL RESOLUTION recognizing the Indianapolis Fire Department's *Learn Not To Burn* public education program.

WHEREAS, in early 1995, the Indianapolis Fire Department launched a *Learn Not To Burn* fire safety program directed at young people from preschool through the third grade; and

WHEREAS, in less than a year the educational effort has already paid dividends, to wit: four year old Judy Stedman alerted her grandmother that her car was on fire and to call 911; Heather Haley was awakened by a working smoke detector, whereupon she roused her sleeping mother and brother who all successfully escaped from their burning house; and Kyle Richardson reported a three-year-old who had wooden kitchen matches tucked in her sock at preschool; and

WHEREAS, *Learn Not To Burn* is taught by the fire department to teachers who then take a little extra time out of their busy classroom schedules to teach young ones some fundamental life safety skills; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

February 26, 1996

SECTION 1. The Indianapolis City-County Council recognizes and commends the *Learn Not To Burn* fire safety program of the Indianapolis Fire Department, and the other fire prevention efforts by IFD and other progressive fire departments.

SECTION 2. The Council specifically applauds young people who have already put their fire safety lessons to work: Judy Stedman, Heather Haley and Kyle Richardson, and their teachers Brenda Tharpe, Pam White and Robin Nichols.

SECTION 3. In fire prevention, the best news is no news, when terrible things do not happen, when tragic headlines are not needed; and the best place to start a long term educational effort is with the young people like what the city fire department is doing.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 179, 1996. The proposal, sponsored by Councillors Massie and Short, recognizes the champion Central Catholic Saints basketball team. Councillor Short read the proposal; and Councillor Massie presented copies of the document and Council pins to team members Nick Calvert, Billy Corsaro, Blaise McWhirter, Andrew Stinson, Chris Jordan, Tim Delaney, Dane Staley, Todd Stinson, and coaches Pete Stinson and Rick Carroll. Chris Jordan expressed appreciation to the Council for this honor and thanked the team's coaches, teachers, families, and the Catholic Youth Organization (CYO) for their support during the season. Councillor Short moved, seconded by Councillor Massie, for adoption. Proposal No. 179, 1996 was adopted by a unanimous voice vote.

Proposal No. 179, 1996 was retitled SPECIAL RESOLUTION NO. 8, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1996

A SPECIAL RESOLUTION recognizing the champion Central Catholic Saints basketball team.

WHEREAS, there are ten boys in the 4th grade of Central Catholic School on the Near South side of Indianapolis; and

WHEREAS, this winter, eight of the ten boys in class joined the school's basketball team even though they only had volunteer coaches, no home gym thus making every game an "away" game, and at least one boy had never played basketball before the first practice session; and

WHEREAS, the rules were stiff: Homework must be completed, and any failing school grade meant team ineligibility; and

WHEREAS, in spite of these huge obstacles the boys believed they could win, and when mistakes were made on the floor, words of encouragement instead of anger were shouted; and

WHEREAS, when the three-month Catholic Youth Organization basketball season was over, the Central Catholic "Dream Team" were CYO Division 5 Champions, had won all four rounds of the tournament playoffs and had a perfect undefeated 22-0 season; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the Central Catholic Saints 4th grade basketball team for their outstanding 22-0 season.

SECTION 2. The Council specifically recognizes team members Nick Calvert, Billy Corsaro, Blaise McWhirter, Andrew Stinson, Chris Jordan, Tim Delaney, Dane Staley and Todd Stinson, volunteer coaches

Pete Stinson and Rick Carroll, and the supportive school and loving parents who helped these young boys achieve this team of a lifetime.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 180, 1996. The proposal, sponsored by Councillor McClamroch, recognizes the reassessment cost savings by the Marion County township assessors. Councillor McClamroch stated that he had today attended the funeral of one of the persons who was to be honored by this resolution, Mr. Jack Graves. He added that Mr. Graves' skills would be a great loss to the County Assessor's Office and extended sympathy to his family and friends. Councillor McClamroch then read the proposal and presented a copy of the document to Township Assessors James Maley, Jr., Charles Coleman, Clara Druen, Mary Gillum, Marilyn Smith, Allen Durnil, Richard Cunningham and Charles Spears. Wayne Township Assessor, Charlie Spears, expressed his appreciation for this honor on behalf of the Assessor's Office.

Councillor Smith expressed personal thanks to Franklin Township Assessor Clara Druen. The President recognized former Council member, Alan Durnil, Warren Township Assessor.

Councillor McClamroch moved, seconded by Councillor O'Dell, for adoption. Proposal No. 180, 1996 was adopted by a unanimous voice vote.

Proposal No. 180, 1996 was retitled SPECIAL RESOLUTION NO. 9, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1996

A SPECIAL RESOLUTION recognizing the reassessment cost savings by the Marion County township assessors.

WHEREAS, from time to time, during years set by the state legislature, local assessors throughout Indiana must conduct a general reassessment of property in accordance with property evaluation guidelines determined by the state government; and

WHEREAS, in a large county like Marion with several billion dollars of property, reassessment is a very massive undertaking; and

WHEREAS, for the past thirty years Marion County township assessors have contracted with various private outside vendors to do the reassessing, but after all the problems with the 1989 outside reassessment, the local township assessors agreed to do the current 1995 reassessment themselves with their own staffs; and

WHEREAS, the 1989 outside vendor cost taxpayers \$6.7 million, but the newest reassessment done by themselves only cost \$2.9 million; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the nine Marion County township assessors for their initiative, hard work and frugality by doing the 1995 reassessment with their own staffs and saving the taxpayers over three million dollars.

SECTION 2. The nine township assessors have demonstrated that the grass roots township level of government can be responsible and flexible in delivering services to the citizens.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 181, 1996. The proposal, sponsored by Councillor Cockrum, recognizes Dale Best. Councillor Cockrum read the proposal and presented a copy of the document and a Council pin to Mr. Best. Mr. Best thanked the Council for the recognition and thanked friends, family and co-workers in the audience for their support. Councillor Cockrum moved, seconded by Councillor Tilford, for adoption. Proposal No. 181, 1996 was adopted by a unanimous voice vote.

Proposal No. 181, 1996 was retitled SPECIAL RESOLUTION NO. 10, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1996

A SPECIAL RESOLUTION recognizing Dale Best.

WHEREAS, Indianapolis is one of the most livable cities in America due in part to community leaders such as Dale Best; and

WHEREAS, Mr. Best is commonly referred to as the neighbor coordinator between the residents of Hi-Acre Manor and city, state and federal agencies; and

WHEREAS, he is credited with spearheading the repair of approximately one-half mile of the White River levee which required approximately 150,000 tons of broken concrete and 2,640 tons of clay; and

WHEREAS, Mr. Best has donated countless hours and thousands of dollars to this worthwhile endeavor; and

WHEREAS, he has saved the taxpayers more than four million dollars; and

WHEREAS, it is fitting to recognize Dale Best's generous contributions to the betterment of our community; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the long-standing contributions of Dale Best.

SECTION 2. Indianapolis is made great because of its many energetic and enlightened community-minded citizens such as Mr. Best.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 182, 1996. The proposal, sponsored by Councillor O'Dell, recognizes the Richard and Annette Bloch Cancer Survivors Park in downtown Indianapolis. Councillor O'Dell asked Councillor Brents to join him in recognizing representatives Mark Howell, Indianapolis Parks Foundation Executive Director; Bob Callahan and Denny Sutherland, representatives of Paul I. Cripe, Inc.; and Ray Wallace, Parks and Recreation Department Director. Councillor O'Dell read the proposal and presented a copy of the document and Council pins to representatives. Mr. Howell expressed his gratitude on behalf of the Blochs and others who had made the park possible. Councillor O'Dell moved, seconded by Councillor Brents, for adoption. Proposal No. 182, 1996 was adopted by a unanimous voice vote.

Proposal No. 182, 1996 was retitled SPECIAL RESOLUTION NO. 11, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1996

A SPECIAL RESOLUTION recognizing the Richard and Annette Bloch Cancer Survivors Park in downtown Indianapolis.

WHEREAS, Richard A. (Dick) Bloch is a driven fellow; at age nine he started a printing business and by age 12 sold the business to an Iowa college to use as a model in printing courses; and

WHEREAS, after graduating from Wharton School of Finance at age 19 he teamed up with his brother Henry to form H & R Block, Inc. to specialize in tax preparation; and

WHEREAS, in 1978, Dick was told by his doctors that he had terminal lung cancer with only three months to live; and

WHEREAS, after two years of aggressive therapy he was declared cured, and since that time he and his wife Annette have written books on fighting cancer, developed a computer program on the latest cancer treatments for the National Cancer Institute, built a support center and a national cancer hotline, and started a series of urban parks dedicated to the eight million cancer survivors as a tribute to the living rather than memorializing the dead; and

WHEREAS, on October 16, 1995, the 1.5 acre, million dollar Richard and Annette Bloch Cancer Survivors Park at 10th Street and Indiana Avenue in downtown Indianapolis was dedicated; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Richard and Annette Bloch for their positive attitude, time and generous gifts that shine rays of hope for people diagnosed with cancer.

SECTION 2. The Council also commends the local partners of the Cancer Survivors Park: The Indianapolis Department of Parks and Recreation, the Indianapolis Parks Foundation, Paul I. Cripe, Inc., F.A. Wilhelm Construction Co. and the Little Red Door cancer agency.

SECTION 3. The new Indianapolis park symbolizes the long human fight against cancer, and that hope and a positive mental attitude are important keys in overcoming this pestilence.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 183, 1996. The proposal, sponsored by Councillor Franklin, commends the actions of Henry Lee Lloyd, Jr. Councillor Franklin read the proposal and presented a copy of the document and a Council pin to Henry Lloyd, Jr. Councillor Franklin moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 183, 1996 was adopted by a unanimous voice vote.

Proposal No. 183, 1996 was retitled SPECIAL RESOLUTION NO. 12, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1996

A SPECIAL RESOLUTION commending the actions of Henry Lee Lloyd, Jr.

WHEREAS, of all the creatures of earth, the canine has for centuries been a loyal companion; and

WHEREAS, unfortunately these helpless animals who would be our friends are all too often injured by vehicles on our busy streets; and

February 26, 1996

WHEREAS, such was the case on North Sherman Drive during rush hour traffic on Friday, February 16th, when a dog was struck and was mortally helpless on the heavily traveled street; and

WHEREAS, a young passerby, Henry Lee Lloyd, Jr., who was on his way home from Arlington High School took the initiative to stop and humanely tend to the injured canine until city officials arrived; and

WHEREAS, authorities were called and Lloyd waited with the dog while minutes passed, then hours went by in the cold outdoors while Lloyd selflessly tried to comfort the helpless stricken creature; and

WHEREAS, finally after a four hour wait, the Animal Control representative finally arrived, and Henry Lloyd went home very cold, but having the satisfaction of knowing that he had done the right thing that afternoon; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the actions of Henry Lee Lloyd, Jr. on that cold Friday afternoon when he sympathetically tended the stricken dog for four hours.

SECTION 2. Lloyd's sense of values and decency serves as a high model for other young people. The incident reminds us that this city is truly enriched by the Henry Lloyd's of our community. For here is a young man that all of us can be proud of for setting an example worthy of our admiration. Mr. Henry Lee Lloyd, Jr. is a true champion of helpless victims and a most valuable player in our society.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that Proposal Nos. 76, 126, 127, 129, 131, and 132, 1996 were all board appointments, had all passed through committee with unanimous votes, and would be voted on together.

PROPOSAL NO. 76, 1996. The proposal, sponsored by Councillor McClamroch reappoints Robert A. Stewart to the Metropolitan Board of Zoning Appeals, Division III. PROPOSAL NO. 126, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Phillip Hinkle to the Marion County Board of Tax Adjustment. PROPOSAL NO. 127, 1996. The proposal, sponsored by Councillor McClamroch, appoints Curt Coonrod to the Audit Committee. PROPOSAL NO. 129, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Lance L. Bundles to the Metropolitan Development Commission. PROPOSAL NO. 131, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Randolph L. Snyder to the Metropolitan Development Commission. PROPOSAL NO. 132, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Diana Wilson Hall to the Board of Parks and Recreation. Councillor McClamroch moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 76, 126, 127, 129, 131, and 132, 1996 were adopted by a unanimous voice vote.

Proposal No. 76, 1996 was retitled COUNCIL RESOLUTION NO. 20, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1996

A COUNCIL RESOLUTION reappointing Robert A. Stewart to the Metropolitan Board of Zoning Appeals, Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council appoints:

Robert A. Stewart

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 126, 1996 was retitled COUNCIL RESOLUTION NO. 21, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1996

A COUNCIL RESOLUTION reappointing Phillip Hinkle to the Marion County Board of Tax Adjustment.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Board of Tax Adjustment, the Council appoints:

Phillip Hinkle

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 127, 1996 was retitled COUNCIL RESOLUTION NO. 22, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1996

A COUNCIL RESOLUTION appointing Curt Coonrod to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council appoints:

Curt Coonrod

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 129, 1996 was retitled COUNCIL RESOLUTION NO. 23, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 1996

A COUNCIL RESOLUTION reappointing Lance L. Bundles to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Lance L. Bundles

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

February 26, 1996

Proposal No. 131, 1996 was retitled COUNCIL RESOLUTION NO. 24, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 1996

A COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Randolph L. Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 132, 1996 was retitled COUNCIL RESOLUTION NO. 25, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 1996

A COUNCIL RESOLUTION reappointing Diana Wilson Hall to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Diana Wilson Hall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 125, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which allows City and County employees to reside within Marion County or up to fifteen miles outside of the County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 155, 1996. Introduced by Councillors Franklin and O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code dealing with the Office of Youth and Family Services"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 156, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the necessity of the Sheriff's Department to lease office space at the Airport Technology Center, 7900 West Rockville Road"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 157, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$100,000 for the Office

of the Controller to make renovations and improvements to the City Market financed by a transfer within the agency's Consolidated County Fund"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 158, 1996. Introduced by Councillors Franklin and O'Dell. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$2,381,964 to allocate the 1996 budget for the Office of Youth and Family Services to other City departments"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 159, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$3,200,000 to finance the development of the 10th Street Revitalization Project and the New East Industrial Center by Eastside Community Investments"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 160, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,340 for the County Surveyor to pay for a unified vertical control network for Marion County financed by transfers within the agency's Surveyor's Corner Perpetuation Fund"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 161, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$64,500 for the County Recorder to purchase an Optical Platter Jukebox Drive to support increased database volume financed by revenues in the Recorder's Perpetuation Fund"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 162, 1996. Introduced by Councillors Dowden and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the Sheriff's Department to collect a copayment from incarcerated persons for the costs of their medical care, \$6 per doctor visit and \$3 per prescription"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 163, 1996. Introduced by Councillors Short, Dowden, and Smith. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 164, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$12,500 for the Prosecuting Attorney to pay Marion County's portion of a victim/witness advocate to work on Regional Gang Interdiction in conjunction with Johnson County financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 165, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$2,000,000 for the Department of Public Safety, Fire Division, to construct a new fire station financed by revenues

in the City Cumulative Capital Improvement Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 166, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$14,400,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 167, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at River Crossing Boulevard and River Road (District 3)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 168, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Sargent Road and 82nd Street (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 169, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops for the intersections in Admirals Sound subdivision (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 170, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 86th Street and Bash Street (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 171, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Mars Hill Street and Werges Street (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 172, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 19th Street and Wallace Avenue (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 173, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Robton Street and Rockville Avenue (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 174, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Deloss Street and Leota Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 175, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Carrollton Avenue and 48th Street (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 176, 1996. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on the west side of Hillside Avenue from 25th Street to Baltimore Avenue (District 10)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 177, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Alabama Street, both sides, south of St. Clair Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 184, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Anthony C. La Rosa to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 185, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints James W. Scott to the Indianapolis Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 186, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Robert Spear to the Alcoholic Beverage Board of Marion County"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 187, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints George Taylor to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 188, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Linda Beadling to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 189, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Leslie Duvall to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Borst reported that the Economic Development Committee heard Proposal Nos. 150-154, 1996 on February 22, 1996.

PROPOSAL NO. 150, 1996. The proposal amends S.R. No. 65, 1995, as amended, by extending the expiration date for Faris Avenue, L.P. through September 30, 1996, at 6875 Faris Avenue (District 11). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 150, 1996 was adopted on the following roll call vote; viz:

23 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

4 NOT VOTING: *Coughenour, Franklin, Gray, Jones*

2 ABSENT: *Gilmer, Schneider*

Proposal No. 150, 1996 was retitled SPECIAL RESOLUTION NO. 13, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 65, 1995, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 65, 1995, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Faris Avenue, L.P. (the "Company") which Inducement Resolution, as amended, set an expiration date of February 28, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of February 28, 1996, contained therein and replacing said date with the date of September 30, 1996.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 151, 1996. The proposal amends S.R. No. 66, 1995, as amended, by extending the expiration date of Emerald Green Partners, Ltd. through September 30, 1996, at 6363 Commons Drive (District 1). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 151, 1996 was adopted on the following roll call vote; viz:

20 YEAS: Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Hinkle, Massie, McClamroch, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

7 NOT VOTING: Black, Brents, Franklin, Gray, Jones, Moores, Moriarty Adams

2 ABSENT: Gilmer, Schneider

Councillor Moriarty Adams stated that she abstained due to conflict of interest.

Proposal No. 151, 1996 was retitled SPECIAL RESOLUTION NO. 14, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 66, 1995 as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 66, 1995, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Emerald Green Housing Partners, Ltd. (the "Company") which Inducement Resolution, as amended, set an expiration date of February 28, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of February 28, 1996, contained therein and replacing said date with the date of September 30, 1996.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 152, 1996. The proposal authorizes the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$8,000,000 for Post Pointe Partners, Ltd. (District 14). By an 8-0 vote, the Committee reported the proposal to the Council

with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Talley, for adoption. Proposal No. 152, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: Brents, Franklin, Gray, Moriarty Adams

2 ABSENT: Gilmer, Schneider

Councillor Moriarty Adams stated that she abstained due to conflict of interest.

Proposal No. 152, 1996 was retitled SPECIAL ORDINANCE NO. 2, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$8,000,000 City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds, Series 1996 (Post Pointe Apartments Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Post Pointe Partners, Ltd. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition, rehabilitation and equipping of the existing 362 unit apartment complex located at 9027 E. 39th Place, Indianapolis, Indiana on approximately 21.63 acres of land which will be owned and operated by the Company; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, rehabilitation, installation and equipping of the Project by issuing its \$8,000,000 City of Indianapolis, Indiana Economic Development Multifamily Housing Revenue Bonds, Series 1996 (Post Pointe Apartments Project) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on February 21, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of March 1, 1996 by and between the Issuer and Bank One, Indianapolis, NA as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement")

dated as of March 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Bond Purchase Agreement, Land Use Restriction Agreement, Preliminary Official Statement, the Series 1996 Promissory Note, Tax Regulatory Agreement, Collateral Assignment of Rents and Leases, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed Eight Million Dollars (\$8,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to The Sturges Company (the "Underwriter") that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Placement Memorandum.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest not to exceed nine and one quarter percent per annum (9.25%). The use of a Final Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other

document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 153, 1996. The proposal is an inducement resolution for White Arts, Inc., in an amount not to exceed \$5,000,000 to proceed with the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 16). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Brents, for adoption. Proposal No. 153, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

2 NOT VOTING: *Franklin, Gray*

2 ABSENT: *Gilmer, Schneider*

Proposal No. 153, 1996 was retitled SPECIAL RESOLUTION NO. 15, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, White Arts, Inc., an Indiana corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the construction of approximately a 3,000 square foot expansion to the Applicant's existing building located at 1203 East St. Clair Street, Indianapolis, Indiana, the acquisition and installation of certain machinery and equipment therein to be used in the Applicant's existing commercial printing business (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (ten (10) jobs) and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and installation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Five Million Dollars (\$5,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the construction, acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires September 30, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 154, 1996. The proposal amends S.R. No. 34, 1995, as amended, by consenting to the substitution of American Opportunity Foundation, Inc. for Willowbrook Park, L.P. as the applicant for the project, located at 4803 Round Lake Road (District 7). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Bradford, for adoption. Proposal No. 154, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

2 ABSENT: Gilmer, Schneider

Proposal No. 154, 1996 was retitled SPECIAL RESOLUTION NO. 16, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, on April 24, 1995, the City-County Council authorized Willowbrook Park, L.P., a to-be-formed Indiana limited partnership (the "Applicant"), to proceed with financing of economic development facilities consisting of the acquisition, renovation and equipping of the existing three hundred eighty-five (385) unit multi-family residential facility consisting of twelve (12) buildings located at 4803 Round Lake Road, Indianapolis, Indiana on approximately 28.44 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the City-County Council also found on that date that the diversification of industry and the retention of opportunities for gainful employment (four (4) jobs) plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the Applicant has advised the City that it cannot proceed with the project financing due to the absence of available state private activity bond volume;

WHEREAS, the Applicant has further advised the City that the financing could be completed and the Project could proceed if a not-for-profit corporation became the successor to the Applicant as owner and operator of the Project;

WHEREAS, the Applicant has requested that the City evidence its consent to the transfer of the Project to The American Opportunity Foundation, Inc., a not-for-profit corporation (the "Replacement Applicant"), and the substitution of the Replacement Applicant for the Applicant; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It reaffirms its previous findings in S.R. 34, 1995 that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public

interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further ratifies and confirms its findings that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Seventeen Million Dollars (\$17,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. It further finds that in order for the Project to proceed, the substitution of the Replacement Applicant for the Applicant is hereby approved and the Replacement Applicant shall for all purposes be deemed to be the Applicant to the same extent as if originally named in S.R. 34, 1995.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 190, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on February 22, 1996." The Clerk did not schedule Proposal No. 190, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 190, 1996 was retitled REZONING ORDINANCE NO. 51, 1996 and is identified as follows:

REZONING ORDINANCE NO. 51, 1996. 95-Z-172 (Amended)
8376 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2.
MATHEWSON/BLOCK PARTNERSHIP, by Brian J. Tuohy, requests the rezoning of 9.86 acres, being in the C-1 and D-1 Districts, to the C-S classification to provide for an integrated retail center with outlots.

PROPOSAL NOS. 191-199, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 22, 1996." The Clerk did not schedule Proposal Nos. 191-199, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 191-199, 1996 were retitled REZONING ORDINANCE NOS. 52-60, 1996 and are identified as follows:

REZONING ORDINANCE NO. 52, 1996. 95-Z-190 A (Amended)
8601 SOUTH RACEWAY ROAD (rear) (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.
CEDAR RUN LTD., INC., by Philip A. Nicely, requests the rezoning of 62.392 acres, being in the D-A District, to the D-3 classification to provide for construction of single-family residential development.

REZONING ORDINANCE NO. 53, 1996. 95-Z-190 B (Amended)
9050 WEST COUNTY LINE ROAD (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.
CEDAR RUN LTD., INC., by Philip A. Nicely, requests the rezoning of 32.447 acres, being in the D-A District, to the D-2 classification to provide for construction of single-family residential development.

REZONING ORDINANCE NO. 54, 1996. 95-Z-190 C (Amended)
8801 SOUTH RACEWAY ROAD (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.
CEDAR RUN LTD., INC., by Philip A. Nicely, requests the rezoning of 13.529 acres, being in the D-A District, to the D-6II classification to provide for the construction of multi-family residential development.

REZONING ORDINANCE NO. 55, 1996. 95-Z-190 D (Amended)
8601 SOUTH RACEWAY ROAD (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.

CEDAR RUN LTD., INC., by Philip A. Nicely, requests the rezoning of 76.837 acres, being in the D-A District, to the I-2-S classification to provide for the construction of industrial development.

REZONING ORDINANCE NO. 56, 1996. 95-Z-215 and 95-DP-9

5351 MOLLER ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9.

ADAMS & MARSHALL, INC., by Philip A. Nicely, requests the rezoning of 27.761 acres, being in the D-A(FE)(FW) and SU-43(FE)(FW) District, to the D-P(FE)(FW) classification to provide for a planned unit development consisting of 50 attached two-family residential dwellings.

REZONING ORDINANCE NO. 57, 1996. 96-Z-3

AREA BONDED BY WALNUT, EAST, ST. CLAIR AND CLEVELAND STREETS, (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

Metropolitan Development Commission by Elaine Bedel, Director, request the rezoning of 1.67 acres, being in the D-10 zoning district to the D-8 classification to provide for medium density residential uses.

REZONING ORDINANCE NO. 58, 1996. 96-Z-6 A

6610 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

JAMES T. & KATHY L. BAUMBERGER request the rezoning of 58 acres, being in the D-A District, to the SU-3 classification to provide for the development of a golf course.

REZONING ORDINANCE NO. 59, 1996. 96-Z-6 B

6636 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

JAMES T. & KATHY L. BAUMBERGER request the rezoning of 1 acre, being in the D-A District, to the D-1 classification to provide for the continued use of an existing single-family residence.

REZONING ORDINANCE NO. 60, 1996. 96-Z-16

6701-6798 SOUTH NEW JERSEY STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25.

COMMUNITY DEVELOPMENT IV CORPORATION, by Raymond Good, requests a rezoning of 6.0 acres, being in the D-3 District, to the D-5II classification to provide for residential development including the construction of 15 two-family residences.

PROPOSAL NO. 200, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on February 22, 1996." The Clerk did not schedule Proposal No. 200, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 200, 1996 was retitled REZONING ORDINANCE NO. 61, 1996 and is identified as follows:

REZONING ORDINANCE NO. 61, 1996. 95-Z-216

8541 EVERGREEN AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2.

EUGENE FRIEDMAN, ELIZABETH J. FRIEDMAN, BONNIE G. FRIEDMAN and JANE R. CORN, by Philip A. Nicely, requests the rezoning of 1.27 acres, being in the C-1 District, to the C-3 classification to provide for commercial retail development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 56, 1996. In Councillor Schneider's absence, Councillor Tilford reported that the Administration and Finance Committee heard Proposal No. 56, 1996 on January 30, 1996. The proposal is an appropriation of \$3,273 for the Franklin Township Assessor to pay for 1996 computer lease/purchase financed from the County General Fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:49 p.m. There being no one present to testify, Councillor Tilford moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 56, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Franklin
2 ABSENT: Gilmer, Schneider

Proposal No. 56, 1996 was retitled FISCAL ORDINANCE NO. 7, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Thousand Two Hundred Seventy-three Dollars (\$3,273) in the County General Fund for purposes of the Franklin Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Franklin Township Assessor for 1996 lease/purchase agreement for computers begun in 1995.

SECTION 2. The sum of Three Thousand Two Hundred Seventy-three Dollars (\$3,273) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>FRANKLIN TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>3,273</u>
TOTAL INCREASE	3,273

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>3,273</u>
TOTAL REDUCTION	3,273

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 60, 1996. The proposal is an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account. PROPOSAL NO. 61, 1996. The proposal is an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account. Councillor Dowden moved, seconded by Councillor Curry, to postpone Proposal Nos. 60 and 61, 1996 until March 18, 1996. Proposal Nos. 60 and 61, 1996 were postponed by a unanimous voice vote.

[Clerk's Note: In Councillor Gilmer's absence, Councillor O'Dell presented the Capital Asset Management Committee meeting reports.]

PROPOSAL NO. 65, 1996. Councillor O'Dell reported that the Capital Asset Management Committee heard Proposal No. 65, 1996 on January 31, 1996. The proposal is an appropriation of \$3,049,453 for the Department of Capital Asset Management, Finance and Administration Division, to pay for the public transportation program financed by revenues in the Transportation General Fund, Federal Grants Fund, and State Grants Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Gray asked if this money was in addition to the original appropriation of \$6,000,000 granted when the new public transportation program began at the beginning of 1996. Councillor O'Dell responded that it was in addition to the original appropriation and would allow for more routes based on the fact that the new program features more providers and is included in the 1996 budget. Councillor Gray stated that he understood that the original appropriation of \$6,000,000 was not readily available and was surprised that an additional \$3,000,000 was found.

The President called for public testimony at 8:53 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 65, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

2 ABSENT: Gilmer, Schneider

Proposal No. 65, 1996, as amended, was retitled FISCAL ORDINANCE NO. 8, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Million Nine Hundred Twelve Thousand Six Hundred Fifty-three Dollars (\$3,912,653) in the Transportation General Fund, Federal Grants Fund and the State Grants Fund for purposes of the Department of Capital Asset Management, Finance and Administration Division and reducing the unappropriated and unencumbered balance in the Transportation General Fund, Federal Grants Fund and the State Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (m) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the public transportation program.

SECTION 2. The sum of Three Million Nine Hundred Twelve Thousand Six Hundred Fifty-three Dollars (\$3,912,653) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF CAPITAL ASSET MANAGEMENT

FINANCE AND ADMINISTRATION DIVISION

3. Other Services and Charges
TOTAL INCREASE

TRANSPORTATION GENERAL FUND

100,000
100,000

DEPARTMENT OF CAPITAL ASSET MANAGEMENT

FINANCE AND ADMINISTRATION DIVISION

2. Supplies 30,000
3. Other Services and Charges
4. Capital Outlays
TOTAL INCREASE

FEDERAL GRANTS FUND

663,200
70,000
763,200

DEPARTMENT OF CAPITAL ASSET MANAGEMENT

FINANCE AND ADMINISTRATION DIVISION

3. Other Services and Charges
TOTAL INCREASE

STATE GRANTS FUND

3,049,453
3,049,453

SECTION 4. The said additional appropriation is funded by the following reductions:

TRANSPORTATION GENERAL FUND

Unappropriated and Unencumbered
Transportation General Fund
TOTAL REDUCTION

100,000
100,000

FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

763,200
763,200

STATE GRANTS FUND

Unappropriated and Unencumbered
State Grants Fund
TOTAL REDUCTION

3,049,453
3,049,453

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 95, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 95, 1996 on February 14, 1996. The proposal is an appropriation of \$12,144 for the County Sheriff for overtime reimbursement for officers assigned to the F.B.I. Task Force Program financed by revenues from the State and Federal Grants Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:54 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 95, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradford, Cockrum, Coonrod, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: Black, Brents, Coughenour, Franklin

2 ABSENT: Gilmer, Schneider

Proposal No. 95, 1996 was retitled FISCAL ORDINANCE NO. 9, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995 appropriating an additional Twelve Thousand One Hundred Forty-four Dollars (\$12,144) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to reimburse overtime for officers assigned to the F.B.I. Task Force Program.

SECTION 2. The sum of Twelve Thousand One Hundred Forty-four Dollars (\$12,144) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>12,144</u>
TOTAL INCREASE	12,144

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>12,144</u>
TOTAL REDUCTION	12,144

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 97 and 98, 1996 on February 14, 1996.

PROPOSAL NO. 97, 1996. The proposal is an appropriation of \$9,039 for the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant financed by revenues from the State and Federal Grants Fund. PROPOSAL NO. 98, 1996. The proposal is an appropriation of \$44,989 for the Prosecuting Attorney and County Auditor to fund one deputy prosecutor from the 1996 Weed and Seed Program through the Indianapolis Police Department financed by revenues from the State and Federal Grants Fund. Councillor Dowden explained that Proposal No. 97, 1996 was to reimburse the advance received from the County Auditor in 1995 and passed through Committee with a do pass recommendation by an 8-0 vote.

By a 6-2 vote, Proposal No. 98, 1996 was reported to the full Council with a do pass recommendation. He explained that the two negative votes were cast due to lack of information, but since that time the Committee had received more statistics. Councillor Smith consented to rescind his negative vote.

The President asked for consent to vote on Proposal Nos. 97 and 98, 1996 together. Consent was given.

The President called for public testimony at 8:58 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal Nos. 97 and 98, 1996 were adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

2 ABSENT: Gilmer, Schneider

Proposal No. 97, 1996 was retitled FISCAL ORDINANCE NO. 10, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995 appropriating an additional Nine Thousand Three Hundred Nine Dollars (\$9,309) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant since funds did not arrive in time due to federal shutdown.

SECTION 2. The sum of Nine Thousand Three Hundred Nine Dollars (\$9,309) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>9,309</u>
TOTAL INCREASE	9,309

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>9,309</u>
TOTAL REDUCTION	9,309

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or

February 26, 1996

project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 98, 1996 was retitled FISCAL ORDINANCE NO. 11, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995 appropriating an additional Forty-four Thousand Nine Hundred Eighty-nine Dollars (\$44,989) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) and (b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor for 1996 Weed and Seed Program grant for one deputy prosecutor through the Indianapolis Police Department.

SECTION 2. The sum of Forty-four Thousand Nine Hundred Eighty-nine Dollars (\$44,989) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

PROSECUTING ATTORNEY

1. Personal Services

STATE AND FEDERAL GRANTS FUND

35,991

COUNTY AUDITOR

1. Personal Services - fringes

8,998

TOTAL INCREASE

44,989

SECTION 4. The said additional appropriation is funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered

State and Federal Grants Fund

44,989

TOTAL REDUCTION

44,989

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 93, 1996. In Councillor Schneider's absence, Councillor Shambaugh reported that the Administration and Finance Committee heard Proposal No. 93, 1996 on February 20, 1996. The proposal approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading for the purpose of providing radio reading programs for the blind and print-

disabled in Marion County. Councillor McClamroch stated that his Aunt Rachel uses this service and he would appreciate support for the proposal. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Shambaugh moved, seconded by Councillor McClamroch, for adoption. Proposal No. 93, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

2 ABSENT: Gilmer, Schneider

Proposal No. 93, 1996 was retitled SPECIAL RESOLUTION NO. 17, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1996

A SPECIAL RESOLUTION approving a public purpose grant to Central Indiana Radio Reading (CIRRI), a division of Metropolitan Indianapolis Public Broadcasting, Inc., in the amount of \$25,000 for the purpose of providing radio reading programs for the blind and print-disabled in Marion County, Indiana.

WHEREAS, the Cable Franchise Board for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading, a division of Metropolitan Indianapolis Public Broadcasting, Inc. to provide radio reading programs for the blind and print-disabled in Marion County, Indiana, (the Grant); and

WHEREAS, Section 2-428 of the Code of the Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council, and the Grant was appropriated by City-County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$25,000 to Central Indiana Radio Reading, a division of Metropolitan Indianapolis Public Broadcasting, Inc., is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 94, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 94, 1996 on February 22, 1996. This proposal is an appropriation of \$50,000 for the Department of Parks and Recreation to hire a full-time Golf Division Administrator financed by a transfer within the department's Park General Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hinkle asked what the present contractual service for this position was costing the department. Ray Wallace, Director of Parks and Recreation, confirmed that the present contract was for \$50,000. Councillor Hinkle asked if the \$50,000 salary being appropriated would include FICA and benefits. Mr. Wallace responded that a salary had not yet been settled, but that FICA and benefits would be in addition to the salary.

Councillor Williams asked if hiring a full-time person to take the place of this contractual agreement would affect the headcount and cause other positions to be cut. Mr. Wallace answered that an additional position was being added to the Parks Department roster and would not cause another position to be eliminated.

Councillor Hinkle asked James Steele, City Controller, what percentage would be added to this salary due to FICA and benefits. Mr. Steele responded that the salary had not been set and that health insurance costs would not change no matter what the salary. He explained that if the salary was set at \$48,000 (which was between the salary range of \$45,000 and \$50,000 as agreed upon in the committee minutes), then the total would exceed \$50,000 on an annualized basis. He further explained that the \$50,000 would cover the 1996 salary based on the fact that the position had not yet been filled and only 10 months of that salary would be required.

Councillor Gray explained that this position was not new. He stated that prior to the contractual agreement, this position was included in the Parks Department roster and was slated at about the same salary as was being proposed.

Councillor Hinkle stated that he viewed the route of a contractual agreement to be the better way to go because of cost savings in benefits and FICA.

Councillor Gray explained that the \$50,000 figure was a ceiling for the salary, and that a set salary had not yet been established.

Councillor Hinkle responded that the minutes stated a "golf pro" could be hired for between \$45,000 and \$50,000. Councillor O'Dell stated that a golf pro was not necessarily required, but that the position was for a "golf administrator." He added that because the administrator was responsible for signing various City contracts, the department feels it is important that this position be a salaried City employee.

Councillor Black asked about the specific duties of this position. Mr. Wallace explained that the administrator was primarily responsible for directing all operations of the golf division and monitoring compliance of all contracts.

Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 94, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Talley, Tilford, Williams
3 NAYS: Black, Curry, Smith
1 NOT VOTING: Coughenour
2 ABSENT: Gilmer, Schneider

Proposal No. 94, 1996 was retitled FISCAL ORDINANCE NO. 12, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Fifty Thousand Dollars (\$50,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of hiring a City employee to be a full-time administrator of the Golf Division.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	<u>50,000</u>
TOTAL INCREASE	50,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	<u>50,000</u>
TOTAL DECREASE	50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 96, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 96, 1996 on February 14, 1996. This proposal is an appropriation of \$34,950 for the County Sheriff to pay the contractual services of a Jail Purchasing Agent, Fixed Asset Control Officer, Department Disposal Officer, and Chaplain; and to pay Marion County's portion of the Crime Stopper program financed by a transfer within the department's County General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 96, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

2 NOT VOTING: *Black, Coughenour*

2 ABSENT: *Gilmer, Schneider*

Proposal No. 96, 1996 was retitled FISCAL ORDINANCE NO. 13, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Thirty-four Thousand Nine Hundred

February 26, 1996

Fifty Dollars (\$34,950) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 1996, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff for contractual services for a Jail Purchasing Agent, Fixed Asset Control Officer, Department Disposal Officer, Chaplain and Marion County's portion of the Crime Stoppers program.

SECTION 2. The sum of Thirty-four Thousand Nine Hundred Fifty Dollars (\$34,950) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>34,950</u>
TOTAL INCREASE	34,950

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>34,950</u>
TOTAL DECREASE	34,950

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President passed the gavel to Vice President McClamroch.

PROPOSAL NO. 100, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 100, 1996 on February 14, 1996. The proposal approves the submission of a grant application to the Indiana Department of Corrections to obtain funds for the programs operated by the Marion County Community Corrections for the 1996-97 fiscal year. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 100, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: SerVaas

2 ABSENT: Gilmer, Schneider

Proposal No. 100, 1996 was retitled COUNCIL RESOLUTION NO. 26, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 1996

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1996-1997, and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1996-1997 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1995-1996, and is currently operating a Community Corrections Program funded by this grant; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1996- 1997, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted the grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with IC 11-12- 2 and the terms of the application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community of Corrections Program for a period of one year beginning on July 1, 1996.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order, or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received or available.

SECTION 4. Notwithstanding IC 11-12-1-3, any agreement or other contract contemplating the lease, purchase, or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after approval of the City-County Council pursuant to IC 36-1-10-7 and IC 36-1-3.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell reported that the Capital Asset Management Committee heard Proposal Nos. 102-121, 1996 on February 21, 1996

PROPOSAL NO. 102, 1996. The proposal, sponsored by Councillor Smith, authorizes a traffic signal at Arlington Avenue and Thompson Road (District 23). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Bradford, for adoption. Proposal No. 102, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Gray, Jones, SerVaas

2 ABSENT: Gilmer, Schneider

Proposal No. 102, 1996 was retitled GENERAL ORDINANCE NO. 18, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

February 26, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Arlington Av, Thompson Rd	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Arlington Av, Thompson Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The Vice President asked for consent to vote on Proposal Nos. 103-106, 1996 together, Proposal Nos. 107 and 108, 1996 together; and Proposal Nos. 109-117, 1996 together. Consent was given.

PROPOSAL NO. 103, 1996. The proposal, sponsored by Councillor Gilmer, authorizes multi-way stops for the Liberty Creek subdivision (District 1). PROPOSAL NO. 104, 1996. The proposal, sponsored by Councillor Hinkle, authorizes stop signs for Country Pointe Section 2 (District 18). PROPOSAL NO. 105, 1996. The proposal, sponsored by Councillor Gray, authorizes intersection controls for the subdivision of Fieldstone Section 1 (District 9). PROPOSAL NO. 106, 1996. The proposal, sponsored by Councillor Gray, authorizes stop signs for the Brookstone Subdivision, Section 1 (District 9). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor O'Dell moved, seconded by Councillor Brents, for adoption. Proposal Nos. 103-106, 1996 were adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: Black, Gray, Jones, SerVaas

2 ABSENT: Gilmer, Schneider

Proposal No. 103, 1996 was retitled GENERAL ORDINANCE NO. 19, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 19, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Liberty Creek WDR, Pilgrim Dr	Pilgrim Dr	Stop
9	Petersburg Pkwy, Terrytown Pkwy	Terrytown Pkwy	Stop
9	Terrytown Pkwy, Vicksburg Pkwy	Terrytown Pkwy	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Liberty Creek WDR, Pilgrim Dr	None	All Way Stop
9	Liberty Creek WDR, Terrytown Pkwy	None	All Way Stop
9	Petersburg Pkwy, Terrytown Pkwy	None	All Way Stop
9	Terrytown Pkwy, Vicksburg Pkwy	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 104, 1996 was retitled GENERAL ORDINANCE NO. 20, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", Specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Brook Pointe Dr, Country Ridge Dr	Country Ridge Dr	Stop
22	Country Club Rd, Country Ridge Dr	Country Club Rd	Stop
22	Country Ridge Dr, Country View Ct	Country Ridge Dr	Stop

22	Country Ridge Ln, Country View Ln	Country Ridge Ln	Stop
22	Country View Ct, Country View Ln	Country View Ct	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 105, 1996 was retitled GENERAL ORDINANCE NO. 21, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Georgetown Rd, Robinsrock Dr	Georgetown Rd	Stop
9	Robinsrock Dr, Rockstone Ct	Robinsrock Dr,	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 106, 1996 was retitled GENERAL ORDINANCE NO. 22, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Bird Branch Dr, Creeks Crossing Dr	Creeks Crossing Dr	Stop
9	Brookstone Ln, Twin Creeks Dr	Twin Creeks Dr	Stop
9	Creeks Crossing Dr, 62nd St	62nd St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The Vice President returned the gavel to the President..

PROPOSAL NO. 107, 1996. The proposal, sponsored by Councillor Gray, authorizes a multi-way stop at 64th Street and Coburn Avenue (District 9). PROPOSAL NO. 108, 1996. The proposal, sponsored by Councillor Bradford, authorizes a multi-way stop at Burlington Avenue and Maple Drive (District 7). By 6-0 votes, the Committee reported the proposals to the Council with a recommendation that they be stricken. Councillor O'Dell moved, seconded by Councillor Williams, to strike the proposals. Proposal Nos. 107 and 108, 1996 were stricken by a unanimous voice vote.

Councillor McClamroch asked how this action would affect the stop sign referred to in Proposal No. 107, 1996. Councillor O'Dell responded that the strike motion was just eliminating the introduction of the proposal this year, since the sign was already put in place last year. He assured Councillor McClamroch that the sign would not be taken down.

PROPOSAL NO. 109, 1996. The proposal, sponsored by Councillor Coonrod, authorizes a multi-way stop at Bay Pointe Circle and Old Stone Drive (District 5). PROPOSAL NO. 110, 1996. The proposal, sponsored by Councillor Borst, authorizes a multi-way stop at Canyon Road and Yellowstone Parkway, and at Glacier Drive and St. James Drive (District 25). PROPOSAL NO. 111, 1996. The proposal, sponsored by Councillor Borst, authorizes a multi-way stop at Louise Drive and Mary Lane (District 25). PROPOSAL NO. 112, 1996. The proposal, sponsored by Councillor SerVaas, authorizes stop signs at Dapple Trace and Manning Road (District 2). PROPOSAL NO. 113, 1996. The proposal, sponsored by Councillor Coughenour, authorizes a multi-way stop at Murry Street and Villa Avenue (District 24). PROPOSAL NO. 114, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Lexington Avenue and Spruce Street (District 21). PROPOSAL NO. 115, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Hoyt Avenue and Laurel Street (District 21). PROPOSAL NO. 116, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a multi-way stop at Shore Drive and Shore Terrace (District 1). PROPOSAL NO. 117, 1996. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at 49th Street and Crittenden Avenue (District 6). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor O'Dell moved, seconded by Councillor Brents, for adoption. Proposal Nos. 109-117, 1996 were adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Boyd, Jones

2 ABSENT: Gilmer, Schneider

Proposal No. 109, 1996 was retitled GENERAL ORDINANCE NO. 23, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

February 26, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	Bay Pointe Cir, Old Stone Dr	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 110, 1996 was retitled GENERAL ORDINANCE NO. 24, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45	Canyon Rd, Yellowstone Pkwy	Yellowstone Pkwy	Stop
45	Glacier Dr, St. James Dr	Glacier Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45	Canyon Rd, Yellowstone Pkwy	None	All Way Stop
45	Glacier Dr, St. James Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 111, 1996 was retitled GENERAL ORDINANCE NO. 25, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40	Louise Dr, Mary Ln	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 112, 1996 was retitled GENERAL ORDINANCE NO. 26, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	Dapple Trace, Manning Rd	Manning Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 113, 1996 was retitled GENERAL ORDINANCE NO. 27, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Murry St, Villa Av	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 114, 1996 was retitled GENERAL ORDINANCE NO. 28, 1996, and reads as follows:

February 26, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Lexington Av, Spruce St	Lexington Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Lexington Av, Spruce St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 115, 1996 was retitled GENERAL ORDINANCE NO. 29, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Hoyt Av, Laurel St	Hoyt Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Hoyt Av, Laurel St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 116, 1996 was retitled GENERAL ORDINANCE NO. 30, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Shore Dr, Shore Terrace	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 117, 1996 was retitled GENERAL ORDINANCE NO. 31, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	49th St, Crittenden Av	49th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	49th St, Crittenden Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 118, 1996. The proposal, sponsored by Councillor Bradford, authorizes parking restrictions on Compton Street from 60th Street to 61st Street (District 7). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Bradford, for adoption. Proposal No. 118, 1996 was adopted on the following roll call vote; viz:

February 26, 1996

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Black*

2 ABSENT: *Gilmer, Schneider*

Proposal No. 118, 1996 was retitled GENERAL ORDINANCE NO. 32, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana;" Sec. 29-270, Parking prohibited during specified hours on certain days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", Specifically, Chapter 29, Sec. 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS AND HOLIDAYS
from 9:00 a.m. to 3:00 p.m.

Compton Street, both sides,
from Sixtieth Street to Sixty-first Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 119, 1996. The proposal, sponsored by Councillor Golc, authorizes parking restrictions on Koehne Street from Washington Street north to underpass (District 17). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Golc, for adoption. Proposal No. 119, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Jones*

2 ABSENT: *Gilmer, Schneider*

Proposal No. 119, 1996 was retitled GENERAL ORDINANCE NO. 33, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana;" Sec. 29-267, Parking prohibited at all times on certain Streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Koehne Street, on the west side,
from Washington street north to underpass

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 120, 1996. The proposal, sponsored by Councillor Gilmer, reduces the speed limit from 40 mph to 35 mph on Zionsville Road from 62nd Street to 71st Street (District 1). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Williams, for adoption. Proposal No. 120, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
2 NOT VOTING: *Coughenour, Moores*
2 ABSENT: *Gilmer, Schneider*

Proposal No. 120, 1996 was retitled GENERAL ORDINANCE NO. 34, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the deletion of the following, to wit:

40 MPH

Zionsville Road, from
Sixty-second Street to Seventy-first Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the addition of the following, to wit:

35 MPH

Zionsville Road, from
Sixty-second Street to Seventy-first Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 121, 1996. The proposal, sponsored by Councillor Brents, authorizes additional parking meters on the spokes to Monument Circle (District 16). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President stated that there had been speculation of a major hotel being erected with their major entrance on the Circle. He asked Councillor O'Dell if the Capital Asset Management

Committee could address the impact such a hotel would have on the parking situation on the Circle before discussions became advanced. Councillor O'Dell responded that he would relay that request to Chairman Gilmer.

Councillor O'Dell moved, seconded by Councillor Brents, for adoption. Proposal No. 121, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Gray, Williams

2 ABSENT: Gilmer, Schneider

Proposal No. 121, 1996 was retitled GENERAL ORDINANCE NO. 35, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana;" Sec. 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", Specifically, Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby, amended by the addition of the following, to wit:

ONE HOUR

Market Street, both sides,
from Illinois Street to Monument Circle

Market Street, both sides,
from Monument Circle to Pennsylvania Street

Meridian Street, both sides,
from Washington Street to Monument Circle

Meridian Street, both sides,
from Monument Circle to Ohio Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moriarty Adams in memory of Fr. Robert Borchertmeyer, Patrick Lawley, Larry Neidlinger, and Mary Nohl;
- (2) Councillors Cockrum and Coonrod in memory of Jackie I. Gress Culman;
- (3) Councillor Shambaugh in memory of William G. Hargis;

- (4) Councillors Williams and Boyd in memory of Charles Walton; and
- (5) Councillors Franklin, Coonrod, Dowden, and Hinkle in memory of John F. "Jack" Graves.

Councillor Boyd moved the adjournment of this meeting of the City-County Council in recognition of and respect for the life and contributions of Fr. Robert Borchertmeyer, Patrick Lawley, Larry Neidlinger, Mary Nohl, Jackie I. Gress Culman, William G. Hargis, Charles Walton, and John F. "Jack" Graves. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:26 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 26th day of February, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

Suellen Hart

Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MARCH 18, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m. on Monday, March 18, 1996, with Councillor SerVaas presiding.

Councillor Moriarty Adams led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Schneider

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Moores wished her parents a happy 29th wedding anniversary and expressed her joy in having a new nephew, William Thomas, born March 6. Councillor O'Dell wished his three-year-old son a happy birthday.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 18, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

March 5, 1996

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COURT AND COMMERCIAL on Thursday, March 7, 1996, a copy of a NOTICE TO TAXPAYERS of:

- (1) Public Hearing on Proposal Nos. 124 and 164, 1996, said hearing to be held at the City-County Council meeting on Monday, March 18, 1996, at 7:00 p.m. in the City-County Building.
- (2) Public Hearing on Proposal No. 101, 1996, said hearing to be held at the Public Works Committee meeting on March 28, 1996, at 5:00 p.m. in Room 260 in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 1, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 7, 1996: an appropriation of \$3,273 for the Franklin Township Assessor to pay for 1996 computer lease/purchase financed from the County General Fund balances

FISCAL ORDINANCE NO. 8, 1996: an appropriation of \$3,049,453 for the Department of Capital Asset Management, Finance and Administration Division, to pay for the public transportation program financed by revenues in the Transportation General Fund, Federal Grants Fund, and State Grants Fund

FISCAL ORDINANCE NO. 9, 1996: an appropriation of \$12,144 for the County Sheriff for overtime reimbursement for officers assigned to the F.B.I. Task Force Program financed by revenues from the State and Federal Grants Fund

FISCAL ORDINANCE NO. 10, 1996: an appropriation of \$9,039 for the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant financed by revenues from the State and Federal Grants Fund

FISCAL ORDINANCE NO. 11, 1996: an appropriation of \$44,989 for the Prosecuting Attorney and County Auditor to fund one deputy prosecutor from the 1996 Weed and Seed Program through the Indianapolis Police Department financed by revenues from the State and Federal Grants Fund

FISCAL ORDINANCE NO. 12, 1996: an appropriation of \$50,000 for the Department of Parks and Recreation to hire a full-time Golf Division Administrator financed by a transfer within the department's Park General Fund

March 18, 1996

GENERAL ORDINANCE NO. 18, 1996: authorizes a traffic signal at Arlington Avenue and Thompson Road (District 23)

GENERAL ORDINANCE NO. 19, 1996: authorizes multi-way stops for the Liberty Creek subdivision (District 1)

GENERAL ORDINANCE NO. 20, 1996: authorizes stop signs for Country Pointe Section 2 (District 18)

GENERAL ORDINANCE NO. 21, 1996: authorizes intersection controls for the subdivision of Fieldstone Section 1 (District 9)

GENERAL ORDINANCE NO. 22, 1996: authorizes stop signs for the Brookstone Subdivision, Section 1 (District 9)

GENERAL ORDINANCE NO. 23, 1996: authorizes a multi-way stop at Bay Pointe Circle and Old Stone Drive (District 5)

GENERAL ORDINANCE NO. 24, 1996: authorizes a multi-way stop at Canyon Road and Yellowstone Parkway, and at Glacier Drive and St. James Drive (District 25)

GENERAL ORDINANCE NO. 25, 1996: authorizes a multi-way stop at Louise Drive and Mary Lane (District 25)

GENERAL ORDINANCE NO. 26, 1996: authorizes stop signs at Dapple Trace and Manning Road (District 2)

GENERAL ORDINANCE NO. 27, 1996: authorizes a multi-way stop at Murry Street and Villa Avenue (District 24)

GENERAL ORDINANCE NO. 28, 1996: authorizes a multi-way stop at Lexington Avenue and Spruce Street (District 21)

GENERAL ORDINANCE NO. 29, 1996: authorizes a multi-way stop at Hoyt Avenue and Laurel Street (District 21)

GENERAL ORDINANCE NO. 30, 1996: authorizes a multi-way stop at Shore Drive and Shore Terrace (District 1)

GENERAL ORDINANCE NO. 31, 1996: authorizes a multi-way stop at 49th Street and Crittenden Avenue (District 6)

GENERAL ORDINANCE NO. 32, 1996: authorizes parking restrictions on Compton Street from 60th Street to 61st Street (District 7)

GENERAL ORDINANCE NO. 33, 1996: authorizes parking restrictions on Koehne Street from Washington Street north to underpass (District 17)

GENERAL ORDINANCE NO. 34, 1996: reduces the speed limit from 40 mph to 35 mph on Zionsville Road from 62nd Street to 71st Street (District 1)

GENERAL ORDINANCE NO. 35, 1996: authorizes additional parking meters on the spokes to Monument Circle (District 16)

SPECIAL RESOLUTION NO. 6, 1996: recognizes the Indianapolis Colts

SPECIAL RESOLUTION NO. 7, 1996: recognizes the Indianapolis Fire Department's *Learn Not To Burn* public education program

SPECIAL RESOLUTION NO. 8, 1996: recognizes the champion Central Catholic Saints basketball team

SPECIAL RESOLUTION NO. 9, 1996: recognizes the reassessment cost savings by the Marion County township assessors

SPECIAL RESOLUTION NO. 10, 1996: recognizes Dale Best

SPECIAL RESOLUTION NO. 11, 1996: recognizes the Richard and Annette Bloch Cancer Survivors Park in downtown Indianapolis

SPECIAL RESOLUTION NO. 12, 1996: commends the actions of Henry Lee Lloyd, Jr.

SPECIAL RESOLUTION NO. 13, 1996: amends S.R. No. 65, 1995, as amended, by extending the expiration date for Faris Avenue, L.P. through September 30, 1996, at 6875 Faris Avenue (District 11)

SPECIAL RESOLUTION NO. 14, 1996: amends S.R. No. 66, 1995, as amended, by extending the expiration date of Emerald Green Partners, Ltd. through September 30, 1996, at 6363 Commons Drive (District 1)

SPECIAL RESOLUTION NO. 15, 1996: an inducement resolution for White Arts, Inc., in an amount not to exceed \$5,000,000 to proceed with the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 16)

SPECIAL RESOLUTION NO. 16, 1996: amends S.R. No. 34, 1995, as amended, by consenting to the substitution of American Opportunity Foundation, Inc. for Willowbrook Park, L.P. as the applicant for the project, located at 4803 Round Lake Road (District 7)

SPECIAL RESOLUTION NO. 17, 1996: approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading for the purpose of providing radio reading programs for the blind and print-disabled in Marion County

SPECIAL ORDINANCE NO. 2, 1996: authorizes the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$8,000,000 for Post Pointe Partners, Ltd. (District 14)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of February 26, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 234, 1996. The proposal, sponsored by Councillor O'Dell, recognizes IPTC retirees. Councillor O'Dell read the proposal and introduced Ted Rieck, IPTC General Manager. Mr. Rieck expressed his appreciation on behalf of the retirees and thanked retirees for their service. Councillor O'Dell presented Mr. Rieck and the retirees with copies of the document and Council pins. Councillor O'Dell moved, seconded by Councillor Franklin, for adoption. Proposal No. 234, 1996 was adopted by a unanimous voice vote.

Proposal No. 234, 1996 was retitled SPECIAL RESOLUTION NO. 18, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1996

A SPECIAL RESOLUTION recognizing IPTC retirees.

WHEREAS, last Fall, the City of Indianapolis conducted a very innovative and challenging bidding process for routes that had traditionally been operated by Indianapolis Public Transportation's METRO buses; and

WHEREAS, as part of METRO's effort to bid on this work, fifty employees took an early retirement option; and

March 18, 1996

WHEREAS, those retired workers, representing both labor and management, made it possible for METRO to make a competitive bid which saved 200 jobs and stabilized transit in the community; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes new IPTC retirees: Harold Davis, John Deloney, Jack Island, Myron Sprong, Jack Steirwalt, Bob Tonte, Keith Ubelhauser, Ruth Ensey, Howard Wood, James Barksdale, Ed Miller, Lucille Garrett, Ransome Bradley, Billy Burks, Art Johnson, Patricia Letts, Jerome Currin, Fred Malin, Don Turman, David Taylor, Harold O'Connor, Oliver Clemons, Michael Laswell, James Fulce, Lynden Ward, Johnny Hurd, Joe Rouse, Dennis Daniels, Larry Maxwell, Harlem Baker, Bobby Fletcher, Jerry Adams, Richard Gill, Jackie Walters, Dewayne Wilson, Boyd Johnson, William Owens, Robert Thompson, Alma J. McElwain, Paul Weaver, Russell Currin, Elvy Hart, Elmer Pike, Bernice Matheson, Dick Slagle, Thomas Weakley, Kenny Kerst, Marjesta Burks, Walter Jordan and Judy Gregory.

SECTION 2. This new "alumni association" group represents an extremely impressive 1,207 years worth of transit driving, maintenance, supervisory and management experience in Indianapolis.

SECTION 3. The Council thanks them for their service to this community, and wishes them the very best in retirement.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 235, 1996. The proposal, sponsored by Councillor Cockrum, recognizes the 1995-96 Decatur Central Boys basketball team. Councillor Cockrum read the proposal and presented the team members and coaches with copies of the document and Council pins. Head Coach Rick Rosebrough introduced individual team members and assistant coaches, and thanked the Council for this honor. Councillor Cockrum moved, seconded by Councillor McClamroch, for adoption. Proposal No. 235, 1996 was adopted by a unanimous voice vote.

Proposal No. 235, 1996 was retitled SPECIAL RESOLUTION NO. 19, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1996

A SPECIAL RESOLUTION recognizing the 1995-96 Decatur Central boys basketball team.

WHEREAS, on Saturday, March 2, 1996, the Decatur Central Hawks boys basketball team won the IHSAA Sectional tournament and was escorted home by fire trucks to an enthusiastic pep rally; and

WHEREAS, the last time that Decatur Central had advanced so far was 1958 when Eisenhower was in the White House, the first jet airliners were put into service and the American flag only had 48 stars; and

WHEREAS, late in the third quarter of the final game the Hawks were down by 16 points to the strong Southport Cardinals, but the scrappy Hawks had spirit, determination and a terrific winning attitude; and

WHEREAS, at the final buzzer Decatur Central High School could proudly claim its first boys basketball Sectional trophy in 38 years; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Decatur Central High School High School boys basketball team for an outstanding season capped with the first Sectional win since their grandparents days.

SECTION 2. The Council specifically commends team members Shawn Capps, Mike Green, Jason Park, Shawn Smith, Brad Tidd, Derek White, Kyle Enright, Wilbert Morelon, Sam Ward, Clint Stevens, A.J. Steward and Travis Turner.

SECTION 3. Also recognized is Team Manager Derrick Barber, Head Coach Rick Rosebrough, Assistant Coaches Doug Seagrave, Brian Disney and Scott Johnson, Assistant Athletic Director Steve Stocker, Athletic Director Dave Rather, Principal Paul Kaiser, and the parents, cheerleaders, fans and all the others of Decatur Township who made this such an outstanding year.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that Proposal Nos. 128, 130, 185, 186, 187, and 189, 1996 were all board appointments, had all passed through committee with unanimous votes, and would be voted on together.

PROPOSAL NO. 128, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Wayne Reynolds to the Speedway Economic Development Commission. PROPOSAL NO. 130, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission. PROPOSAL NO. 185, 1996. The proposal, sponsored by Councillor McClamroch, appoints James W. Scott to the Indianapolis Economic Development Commission. PROPOSAL NO. 186, 1996. The proposal, sponsored by Councillor McClamroch, appoints Robert Spear to the Alcoholic Beverage Board of Marion County. PROPOSAL NO. 187, 1996. The proposal, sponsored by Councillor McClamroch, appoints George Taylor to the Board of Public Safety. PROPOSAL NO. 189, 1996. The proposal, sponsored by Councillor McClamroch, appoints Leslie Duvall to the Marion County Community Corrections Advisory Board. Councillor McClamroch moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 128, 130, 185, 186, 187, and 189, 1996 were adopted by a unanimous voice vote.

Councillor Bradford asked to be shown as an abstention on Proposal No. 186, 1996 due to a conflict of interest.

Proposal No. 128, 1996 was retitled COUNCIL RESOLUTION NO. 27, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1996

A COUNCIL RESOLUTION reappointing Wayne Reynolds to the Speedway Economic Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Speedway Economic Development Commission, the Council appoints:

Wayne Reynolds

SECTION 2. The appointment made by this resolution is for a term ending January 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

March 18, 1996

Proposal No. 130, 1996 was retitled COUNCIL RESOLUTION NO. 28, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1996

A COUNCIL RESOLUTION reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Jack H. Hall, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 185, 1996 was retitled COUNCIL RESOLUTION NO. 29, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1996

A COUNCIL RESOLUTION appointing James W. Scott to the Indianapolis Economic Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Economic Development Commission, the Council appoints:

James W. Scott

SECTION 2. The appointment made by this resolution is for a term ending January 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 186, 1996 was retitled COUNCIL RESOLUTION NO. 30, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1996

A COUNCIL RESOLUTION appointing Robert Spear to the Alcoholic Beverage Board of Marion County.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Alcoholic Beverage Board of Marion County, the Council appoints:

Robert Spear

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 187, 1996 was retitled COUNCIL RESOLUTION NO. 31, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1996

A COUNCIL RESOLUTION appointing George Taylor to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

George Taylor

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 189, 1996 was retitled COUNCIL RESOLUTION NO. 32, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1996

A COUNCIL RESOLUTION appoints Leslie Duvall to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Leslie Duvall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 204, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the necessity of the Indianapolis-Marion County Building Authority acquiring and renovating real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 205, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the necessity of the Sheriff's Department investigating the purchase of real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 206, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment

of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 207, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$375,000 for the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program financed by a federal grant"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 208, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$760,000 for the Department of Parks and Recreation to make capital improvements financed from the Consolidated County Cumulative Capital Development Fund balance"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 209, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$4,480,000 for the Department of Parks and Recreation to make capital improvements financed by grants from Lilly Endowment"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 210, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation to distribute \$1,424,769 of deferral fees to the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court financed by revenues in the Deferral Fee Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 211, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$207,200 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 212, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$525,521 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 213, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$514,304 for the Department of Public Safety, Police Division, to hire ten additional police officers financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 214, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 215, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$84,400 for the Department of Public Safety, Fire Division, to fully fund the 1996 purchase of firefighting apparatus financed from the City Cumulative Capital Development Fund balance"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 216, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$645 for the Department of Public Safety, Division of Weights and Measures, to cover overage for the purchase of a vehicle financed by a transfer within the division's Consolidated County Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 217, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$120,000 for the Metropolitan Emergency Communications Agency to replace 3 radio antenna towers used in the MECA system financed from the Metropolitan Emergency Communications Fund balance"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 218, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which allows the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 219, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at 71st Street/Waldemar Drive/Pike High School Access Drive (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 220, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 221, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Lafayette Road/High School Road/ 62nd Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 222, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Mann Road and Mooresville Road (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 223, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Park Avenue and 15th Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 224, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 13th Street and Farley Drive (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 225, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Lawrence Avenue and Otterbein Avenue (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 226, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a loading zone on a segment of Talbot Street north of Vermont Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 227, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes one-way traffic flow on Downey Avenue southbound from Washington Street to Julian Avenue (District 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 228, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Sondra Gunnell to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 229, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 230, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Chester Carpenter to the Public Housing Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 231, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Margot L. Eccles to the Indianapolis Parks Foundation Board of Trustees"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 232, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 233, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Michael Duff to the Common Construction Wage Committee to determine common construction wages in the Police and Fire Special Service Districts", and the President referred it to the Whole Committee.

PROPOSAL NO. 246, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which requests a study for a two-thirds council majority vote to be required for the sale, lease, swap, trade or gift of public assets owned by the City"; and the President referred it to the Administration and Finance Committee.

Councillor McClamroch asked if Proposal No. 233, 1996, which was introduced and referred to the Whole Committee, could be considered for adoption at this meeting because of the urgency required by the appointment. Councillor Williams asked if background information was available for Michael Duff, the appointee being considered. Councillor McClamroch responded that he would obtain information and re-introduce the matter under New Business at the end of the meeting.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 201, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 201, 1996 on March 13, 1996. The proposal authorizes the issuance of variable/fixed rate multi-family housing revenue bonds in the principal amount not to exceed \$8,700,000 for Crossing Partners, L.P. at 4000 North Franklin Road (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst stated that an amended version of Proposal No. 201, 1996 was distributed to all the Councillors. The amended version deletes the section requiring a Preliminary Statement, which is no longer necessary in light of the bonds being issued by a different company. He asked for consent to accept the amended version. Consent was given.

Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 201, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Moriarty Adams, Short

1 ABSENT: Schneider

Councillor Moriarty Adams stated that she abstained due to a conflict of interest.

Proposal No. 201, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 3, 1996 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project) and approving and authorizing other actions in respect thereto,

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

March 18, 1996

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Crossing Partners, L.P. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition, rehabilitation and equipping of the existing 240 unit apartment complex located at 4000 North Franklin Road, Indianapolis, Indiana, on approximately 18 acres of land which will be owned and operated by the Company; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, rehabilitation and equipping of the Project by issuing its City of Indianapolis, Indiana Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project) (the "Bonds") in the aggregate principal amount not to exceed Eight Million Seven Hundred Thousand Dollars (\$8,700,000); and

WHEREAS, the Indianapolis Economic Development Commission conducted a public hearing on February 21, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") and adopted a resolution on March 4, 1996, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens based upon representations made by the Company, including that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the project and its viability as a qualified housing project throughout the credit period for the Project and that the Project satisfies the requirements for the allocation of a housing credit dollar amount under the Indiana Housing Finance Authority's (the "IHFA") qualified allocation plan; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to an Indenture of Trust (the "Indenture") dated as of March 1, 1996 by and between the Issuer and Dai-Ichi Kangyo Trust Company of New York and NBD Bank, as Co-Trustees collectively (the "Trustee"), in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement") dated as of March 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for a portion of the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effort or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Bond Purchase Agreement, Land Use Restriction Agreement, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed Eight Million Seven Hundred Thousand Dollars (\$8,700,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Indenture.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other documents which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. The Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Issuer hereby authorizes and directs the Mayor to make the foregoing determination again for and on behalf of the Issuer at the request of the Company following receipt of supporting materials submitted by the Company to the IHFA and either written representations of the Company or of the IHFA to the effect that (i) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the sale of the Bonds to the Purchasers thereof and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

March 18, 1996

PROPOSAL NO. 203, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 203, 1996 on March 13, 1996. The proposal is a special resolution for U.S., LLC to proceed with the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. for use in its orthopedic, prosthetic, and surgical appliances and supplies manufacturing business (District 17). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc explained the meaning behind the company name and stated that the neighborhoods were in favor of this proposal.

Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 203, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Telford

0 NAYS:

3 NOT VOTING: Gilmer, Gray, Williams

1 ABSENT: Schneider

Proposal No. 203, 1996 was retitled SPECIAL RESOLUTION NO. 20, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 20, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, U.S., LLC, an Indiana limited liability company (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the construction of approximately a 44,460 square foot building located at the northwest corner of Belmont and Turner, Indianapolis, Indiana, the acquisition and installation of certain machinery and equipment therein to be leased by the Applicant to EHOB, Inc. for use in its orthopedic, prosthetic and surgical appliances and supplies manufacturing business (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (thirty (30) jobs) and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and installation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed One Million Eight Hundred Thousand Dollars (\$1,800,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the construction, acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 236-244, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 8, 1996." The Clerk did not schedule Proposal Nos. 236-244, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 236-244, 1996 were retitled REZONING ORDINANCE NOS. 62-70, 1996 and are identified as follows:

REZONING ORDINANCE NO. 62, 1996. 96-Z-56A
5451 NORTH FRANKLIN ROAD (approximate address), CITY OF LAWRENCE.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5.

March 18, 1996

FORT HARRISON REUSE COMMITTEE, by Thomas Michael Quinn, requests a rezoning of 60.45 acres, being in the SU-9 District, to the D-7 classification to provide for residential development.

REZONING ORDINANCE NO. 63, 1996. 96-Z-56B

5801 and 5802 LEE ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5.

FORT HARRISON REUSE COMMITTEE, by Thomas Michael Quinn, requests a rezoning of 22.64 acres, being in the SU-9 District, to the D-8 classification to provide for residential development.

REZONING ORDINANCE NO. 64, 1996. 95-Z-229

6202 SOUTH MENDENHALL ROAD (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.

DAVID & JUDY ALLEN, by Raymond Good, requests the rezoning of 12.73 acres, being in the D-3(FF) District, to the D-1(FF) classification to provide for single-family residential development.

REZONING ORDINANCE NO. 65, 1996. 96-Z-15

2942-2978 NORTH SHERMAN DRIVE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10.

SEAN MURRAY requests a rezoning of 1.2 acres, being in the D-5 and C-3 Districts, to the SU-9 classification to provide for the construction of a fire station.

REZONING ORDINANCE NO. 66, 1996. 96-Z-21

1301-1458 GOODLET AVENUE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16.

FRIENDSHIP MISSIONARY BAPTIST CHURCH, by Stephen D. Mears, requests a rezoning of 4.54 acres, being in the D-5 District, to the SU-1 classification to provide for construction of a church.

REZONING ORDINANCE NO. 67, 1996. 96-Z-22

3740-3742 NORTH KEYSTONE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11.

MARIE and WILLIE R. OWENS request a rezoning of 0.280 acre, being in the D-5 District, to the C-3 classification to provide for neighborhood commercial development.

REZONING ORDINANCE NO. 68, 1996. 96-Z-23

1150 NORTH SHADELAND AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12.

DAVE MASON AUTOMOTIVE, by Michael J. Kias, requests a rezoning of 6.02 acres, being in the C-4 and C-5 Districts, to the C-5 classification to provide for commercial development including the continued operation of an automobile sales facility.

REZONING ORDINANCE NO. 69, 1996. 96-Z-24

7802 NORTH SHADELAND AVENUE (rear) (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

EDWARD B. MORRIS ASSOCIATES, INC., by Thomas Michael Quinn, request a rezoning of 2.004 acres, being in the HD-2 District, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 70, 1996. 96-Z-27

7992 COMBS ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

CROSSMANN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests a rezoning of 15 acres, being in the D-A District, to the D-3 classification to provide for residential development.

PROPOSAL NO. 245, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 14, 1996." The Clerk did not schedule Proposal No. 245, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 245, 1996 was retitled REZONING ORDINANCE NO. 71, 1996 and is identified as follows:

REZONING ORDINANCE NO. 71, 1996. 95-Z-210 (Amended)

8487 UNION CHAPEL ROAD a/k/a 3751 WEST 82ND STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7.

THE SKINNER & BROADBENT DEVELOPMENT COMPANY, INC., by Philip A. Nicely, requests the rezoning of 19.285 acres, being in the D-A District, to the C-4 classification to provide for retail commercial development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 202, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 202, 1996 on March 13, 1996. The proposal authorizes the issuance of economic development bonds in an amount not to exceed \$2,050,000 for Double D Press, Inc. at 5739 Professional Circle (District 19). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc stated that he had visited the Double D Press operation and was impressed with the facilities and operation. The President asked what type of printing operation Double D performed. Dennis Stevenson, President of Double D Press, explained that his company did commercial offset printing.

The President called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 202, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

0 NOT VOTING:

1 ABSENT: Schneider

Proposal No. 202, 1996 was retitled SPECIAL ORDINANCE NO. 4, 1996 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Double D Press, Inc. Project), in the aggregate principal amount not to exceed Two Million Fifty Thousand Dollars (\$2,050,000) (the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a bond purchase agreement between an issuer and a bondholder; and

WHEREAS, a representative of Double D Press, Inc. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition of a new printing press consisting of a Komari Lithrone L-628-III Series 30, six color sheet fed press with multiple accessories, to be used in the Company's commercial printing business, located at 5739 Professional Circle, Indianapolis, Indiana (the "Project"); and

March 18, 1996

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, installation and equipping of the Project by issuing its City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Double D Press, Inc. Project), in the aggregate principal amount not to exceed Two Million Fifty Thousand Dollars (\$2,050,000) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 14, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the City-County Council has at this meeting conducted a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Bond Purchase and Loan Agreement (the "Loan Agreement") dated March __, 1996 by and among the Issuer, the Company and First of America Bank-Indiana, as original purchaser (the "Purchaser") in order to obtain funds to lend to the Company pursuant to the Loan Agreement for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the Loan Agreement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed Two Million Fifty Thousand Dollars (\$2,050,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the costs of the Project, which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Documents to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Purchaser at a price not less than one hundred percent (100%) of the aggregate principal amount thereof,

plus accrued interest, if any, and at a stated per annum rate of interest determined as set forth in the Loan Agreement.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents, requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. The City of Indianapolis, Indiana hereby elects to issue the Bonds pursuant to the \$10,000,000 small issue exemption set out in Section 144(a)(4) of the Internal Revenue Code of 1986.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 12, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 12, 1996 on several occasions. The proposal is an appropriation of \$75,916 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund. Councillor Dowden asked that the proposal be returned to the Committee due to new developments. The President asked when the Council could expect to vote on Proposal No. 12, 1996. Councillor Dowden responded that the committee would have a recommendation by the April 8th Council meeting. Proposal No. 12, 1996 was postponed until April 8, 1996 and returned to the Public Safety and Criminal Justice Committee by a unanimous voice vote.

PROPOSAL NO. 60, 1996. The proposal is an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account. PROPOSAL NO. 61, 1996. The proposal is an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account. Councillor Dowden moved, seconded by Councillor Curry, to postpone Proposal Nos. 60 and 61, 1996 until April 8, 1996. Proposal Nos. 60 and 61, 1996 were postponed by a unanimous voice vote.

PROPOSAL NO. 124, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 124, 1996 on February 28, 1996. The proposal is an appropriation of \$175,000 to finance the upgrade of technology for the newly consolidated Adult Probation Division of the Marion County Superior Court financed by revenues in the Supplemental Adult Probation User Fees Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 124, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Short
1 ABSENT: Schneider

Proposal No. 124, 1996 was retitled FISCAL ORDINANCE NO. 14, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Seventy-five Thousand Dollars (\$175,000) in the Adult Probation User Fees Fund for purposes of the Marion County Superior Court, Adult Probation Division and reducing the unappropriated and unencumbered balance in the Supplement Adult Probation User Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court, Adult Probation Division to finance upgrade of technology for the newly consolidated Adult Probation Division.

SECTION 2. The sum of One Hundred Seventy-five Thousand Dollars (\$175,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u> <u>ADULT PROBATION DIVISION</u>	<u>SUPPLEMENTAL ADULT</u> <u>PROBATION USER FEES FUND</u>
2. Supplies	25,000
3. Other Services and Charges	25,000
4. Capital Outlay	125,000
TOTAL INCREASE	175,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>SUPPLEMENTAL ADULT</u> <u>PROBATION USER FEES FUND</u>
Unappropriated and Unencumbered	
Supplemental Adult Probation Users Fee Fund	175,000
TOTAL REDUCTION	175,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 159, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 159, 1996 on February 26, 1996. The proposal approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$3,200,000 to finance the development of the 10th Street Revitalization Project and the New East Industrial Center by Eastside Community Investments (ECI). Councillor Hinkle

provided statistics from ECI President, Dennis West, regarding how many jobs and how much training these projects would generate. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:01 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 159, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Tilford, Williams

1 NAY: Gilmer

1 NOT VOTING: Talley

1 ABSENT: Schneider

Proposal No. 159, 1996 was retitled GENERAL RESOLUTION NO. 2, 1996 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1996

A GENERAL RESOLUTION approving the issuance by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, of Promissory Notes in an amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000.00) for the purpose of loaning the proceeds to Eastside Community Investments ("ECI") to accomplish the development of the 10th Street Revitalization Project and the New East Industrial Center and approving a Contract for Loan Guarantee Assistance ("Loan Guaranty Contract") between the City and the Secretary of Housing and Urban Development under Section 108 of the Housing and Community Development Act of 1974, as amended, in connection with the issuance of such Promissory Notes.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana ("Commission") has adopted Resolution No. 96-F-001 (the "Resolution"), authorizing the issuance of Promissory Notes of the City of Indianapolis, Department of Metropolitan Development, in an amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000.00) (the "Notes"); and

WHEREAS, the Notes will be repaid from the following sources, which will be the collateral for the loan and will be pledged as security for repayment:

(a) All allocations or grants which have been made or for which the City may become eligible under Section 106 of Title I, as well as any grants which are or may become available to the City pursuant to Section 108(q) of Title I.

(b) "Program Income," as defined at 24 CFR 570.500(a) (or any successor regulation), which is generated from the above described grant funds.

(c) First Mortgages on the real estate upon which the 10th Street Revitalization Project and the New East Industrial Center will be developed and located.

(d) All proceeds (including insurance and condemnation proceeds) from Pledged Grants or Section 108 Program Income, and to the extent required from other Program Income.

(e) All funds or investments in any accounts established pursuant to the Loan Guarantee Contract.

WHEREAS, the proceeds of the Promissory Notes will be applied to the costs of the 10th Street Revitalization Project and the New East Industrial Center, all as set forth in the Resolution and shall be expended only on costs for which such funds may be expended under Section 108 of the Act and regulations adopted pursuant thereto; now, therefore:

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves Resolution No. 96-F-001, adopted by the Commission and the issuance of the Promissory Notes in an amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000.00) authorized therein.

SECTION 2. The City-County Council hereby designates the Commission as a public agency under Section 108 of the Act authorized to issue the obligations referred to in Section 108 and to enter into the Loan Guarantee Contract, and the Council hereby approves the Loan Guarantee Contract and any other documents required to be executed by the City or the Commission in connection with the Section 108 Loan Guarantee Program.

SECTION 3. The City-County Council hereby irrevocably pledges to the timely and punctual payment of the principal of an interest on the Notes: (a) All allocations or grants which have been made or for which the City may become eligible under Section 106 of Title I, as well as any grants which are or may become available to the City pursuant to Section 108(q) of Title I; (b) "Program Income," as defined at 24 CFR 570.500(a) (or any successor regulation), which is generated from the above described grant funds; (c) First Mortgages on the real estate upon which the 10th Street Revitalization Project and the New East Industrial Center will be developed and located; (d) All proceeds (including insurance and condemnation proceeds) from Pledged Grants or Section 108 Program Income, and to the extent required from other Program Income; and (e) All funds or investments in any accounts established pursuant to the Loan Guarantee Contract.

SECTION 4. The proceeds from the sale of the Notes in an amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000.00) are hereby appropriated in the Federal Non-Reverting Fund for the Projects described herein for the life of those Projects.

SECTION 5. This Resolution shall be effective upon compliance with IC 36-3-4-14.

PROPOSAL NO. 164, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 164, 1996 on February 28, 1996. The proposal is an appropriation of \$12,500 for the Prosecuting Attorney to pay Marion County's portion of a victim/witness advocate to work on Regional Gang Interdiction in conjunction with Johnson County financed by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:03 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 164, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Tilford, Williams*

0 NAYS:

3 NOT VOTING: *Black, Coughenour, Talley*

1 ABSENT: *Schneider*

Proposal No. 164, 1996 was retitled FISCAL ORDINANCE NO. 15, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995 appropriating an additional Twelve Thousand Five Hundred Dollars (\$12,500) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) and (b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor to provide for Marion County's portion of a Victim/Witness Advocate to work on Regional Gang Interdiction in conjunction with the Johnson County Prosecutor.

SECTION 2. The sum of Twelve Thousand Five Hundred Dollars (\$12,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	10,000
 <u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	2,500
TOTAL INCREASE	12,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants	12,500
TOTAL REDUCTION	12,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 123, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 123, 1996 on February 27, 1996. The proposal adds Consortium Foundation, Inc. and Redevelopment/Revitalization of the Southside Community to the list of eligible neighborhood development corporations for sales and grants of real property. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Smith explained the boundary areas and requested the support of the Council. Councillor Short also voiced his support and urged passage of Proposal No. 123, 1996.

Councillor Hinkle moved, seconded by Councillor Smith, for adoption. Proposal No. 123, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Schneider

Proposal No. 123, 1996 was retitled GENERAL ORDINANCE NO. 36, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1996

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County to add Consortium Foundation, Inc. and Redevelopment/Revitalization of the Southside Community as eligible neighborhood development corporations for sales and grants of real property under IC 26-15.1-15.1 and IC 36-7-15.1-22.5(e)(3).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 2, Article 8 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the underlined text to read as follows:

Sec. 2-515.5. Determination of eligibility of neighborhood development corporations and nonprofit corporations for sales and grants of real property under IC 36-7-15.1-15.1 and IC 36-7-22.5(e)(3).

(a) When disposing of real property by sale or grant under IC 36-7-15.1-15.1 or IC 36-7-15.1-22.5(e)(3) the Metropolitan Development Commission shall only sell or grant to a nonprofit corporation or neighborhood development corporation, meeting the following criteria:

- (1) it shall have as a major corporate purpose and function, the provision of housing for low or moderate income families within the geographic area in which the parcel of property is located;
- (2) it shall have been established for at least one year; and
- (3) it shall have agreed to comply with the terms of a "project development agreement" in the form determined by the Metropolitan Development Commission, which shall require among other terms, that prior to the transfer of title to the real estate to it:
 - (A) all affected, registered neighborhood associations will have been notified and either agreed to the project or have been granted the opportunity for hearing before the Commission, and
 - (B) an acceptable and feasible financial plan for the intended redevelopment has been presented to and approved by the director or the director's designee.

(b) The City-County Council of the City of Indianapolis and of Marion County, Indiana, determines that, so long as they operate in compliance with the criteria in subsection (a), the following nonprofit corporations and neighborhood development corporations meet the criteria establishment herein:

- (1) Business Opportunity Systems Community Development Corporation
- (2) Community Action of Greater Indianapolis
- (3) Concord Community Development Corporation
- (4) Eastside Community Investments, Inc.
- (5) Indianapolis Neighborhood Housing Partnership
- (6) King Park Area Development Corporation
- (7) Mapleton-Fall Creek Housing Development Corporation
- (8) Martindale-Brightwood Community Development Corporation
- (9) Martin Luther King Community Development Corporation
- (10) Meridian Kessler Development Corporation
- (11) Near North Development Corporation
- (12) Riley Area Revitalization Program
- (13) Southeast Neighborhood Development, Inc.
- (14) United Northwest Area Development Corporation
- (15) West Indianapolis Development Corporation
- (16) Westside Community Development Corporation
- (17) Williams, Howard, Wright, Inc.
- (18) Habitat for Humanity
- (19) Historic Landmarks Foundation, Inc.

(20) Consortium Foundation, Inc.

(21) Redevelopment/Revitalization of the Southside Community

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Franklin reported that the Community Affairs Committee heard Proposal Nos. 155 and 158, 1996 on March 13, 1996. By 4-3 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

PROPOSAL NO. 155, 1996. The proposal amends the Revised Code dealing with the Office of Youth and Family Services. Councillor Franklin explained that Deputy Mayor Irma Neal had explained to the Committee that the services currently performed by the Office of Youth and Family Services (OYFS) could be provided more efficiently and with less paperwork through consolidation. He stated that OYFS currently employs seven people and leases a space for \$60,000 a year. Councillor Franklin added that the consolidation would allow four of the OYFS personnel to go to the Department of Parks and Recreation, two to go to the Department of Metropolitan Development, and one to be transferred to the Department of Economic Opportunity to oversee the Commission on African American Males. He emphasized that the current personnel would continue to serve in their respective functions, simply in a different setting, which would save the taxpayers approximately \$60,000 a year.

Councillor Williams stated that she had just returned from the National League of Cities meeting in Washington, D.C. where an emphasis had been placed on issues regarding youth and family in urban areas. She added that she was in opposition of eliminating OYFS and urged the Council to instead re-focus the function of this office.

Councillor Coughenour stated that the only change the proposal would make would be to save \$60,000 worth of floor space. She added that all OYFS personnel would continue to do the exact same job duties they are currently performing. Councillor Coughenour stated that the mission created by OYFS would still be in place and be acted upon.

Councillor Franklin added that he agreed with Councillor Williams' views that the City is still in great need of these job functions. He explained that currently the OYFS staff were primarily functioning as contract monitors. The OYFS office was not the type of entity that Councillor Williams had described, but the Marion County Commission on Youth (McCOY) functions more in that type of capacity. He explained that the programs now in place by OYFS would continue to be in effect.

Councillor Golc asked if Deputy Mayor Neal could explain if there were any other efficiencies this proposal would provide other than saving taxpayers a rental payment of \$60,000. Deputy Mayor Neal stated that this consolidation would provide more efficiency with paperwork. This would happen primarily due to the fact that contract approvals and grants would not take as long to go through the system, since the OYFS personnel would be transferred to the appropriate departments from which approval and paperwork for their job functions were generated. She added that there would definitely be savings above the \$60,000.

Councillor O'Dell explained that the power of the OYFS was actually in the agencies whose contracts they monitored, not in the OYFS office itself. He stated that, as a sponsor, he was in full support of this proposal.

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Councillor Franklin moved, seconded by Councillor Coughenour, for adoption. Proposal No. 155, 1996 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Tilford

9 NAYS: Black, Boyd, Brents, Golc, Gray, Jones, Short, Talley, Williams

1 ABSENT: Schneider

Proposal No. 155, 1996 was retitled GENERAL ORDINANCE NO. 37, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1996

A GENERAL ORDINANCE amending Chapter 202 of the Code dealing with the Office of Youth and Family Services.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 202 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by deleting the language crosshatched to read as follows:

~~CHAPTER 202~~

~~ARTICLE IV. OFFICE OF YOUTH AND FAMILY SERVICES~~

~~Sec. 202-301. — Established.~~

~~There is hereby established as part of the mayor's office an office of youth and family services.~~

~~Sec. 202-302. — Director.~~

~~The director of the office of youth and family services shall be appointed by and serve at the pleasure of the mayor. The director shall be responsible to the deputy mayor for neighborhoods for the functions of the office.~~

~~Sec. 202-303. — Duties of the director.~~

~~The director shall:~~

- ~~(1) — Supervise and coordinate the activities of the office;~~
- ~~(2) — Oversee the daily operations of the office;~~
- ~~(3) — Prepare and submit the office's budget to the controller;~~
- ~~(4) — Approve the hiring and dismissal of the personnel of the office subject to the limitations prescribed by law and rules adopted by the mayor;~~
- ~~(5) — Manage the personnel of the office;~~
- ~~(6) — Delegate to the personnel of the office authority to act on the director's behalf;~~
- ~~(7) — Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and~~
- ~~(8) — Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.~~

~~Section 202-304. Powers of office of youth and family services.~~

~~The office of youth and family services shall:~~

- ~~(1) Administer and, subject to the approval of the director, contract for the administration of federal, state and locally funded programs including, but not limited to:~~
 - ~~(a) Programs for youth;~~
 - ~~(b) Neighborhood health programs;~~
 - ~~(c) Programs for senior citizens;~~
 - ~~(d) Neighborhood centers;~~
 - ~~(e) Homeless shelters;~~
 - ~~(f) Other appropriate social service programs.~~
- ~~(2) Exercise any other powers and duties which may be granted by statute or ordinance or delegated by the mayor.~~

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 158, 1996. The proposal is an appropriation of \$2,381,964 to allocate the 1996 budget for the Office of Youth and Family Services to other City departments. Councillor Franklin explained that this proposal is a companion proposal to Proposal No. 155, 1996 and that it simply allows the OYFS budget to be re-allocated to those same departments to which the OYFS personnel would be transferred. Councillor Franklin moved, seconded by Councillor Gilmer, for adoption. Proposal No. 158, 1996 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Tilford
9 NAYS: Black, Boyd, Brents, Golc, Gray, Jones, Short, Talley, Williams
1 ABSENT: Schneider

Proposal No. 158, 1996 was retitled FISCAL ORDINANCE NO. 16, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Thirty-six Thousand Eight Hundred Seventy-nine Dollars (\$36,879) in the Consolidated County Fund for the purposes of the Department of Administration, Equal Opportunity Division, Six Hundred Thirty-six Thousand Three Hundred Sixty-four

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Dollars (\$636,364) in the Consolidated County Fund and One Million Two Hundred Fifty-four Thousand Eight Hundred Ninety-two Dollars (\$1,254,892) in the Federal Grants Fund for purposes of the Department of Metropolitan Development, Neighborhood and Development Services Division and Three Hundred Thirty-one Thousand Eight Hundred Thirty-two Dollars (\$331,832) in the Park General Fund and One Hundred Twenty-one Thousand Nine Hundred Ninety-seven Dollars (\$121,997) in the Federal Grants Fund for the purposes of the Department of Parks and Recreation and reducing certain other appropriations for the Office of Youth and Family Services.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (I), (j), (k) and (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the transferring the responsibilities of the Office of Youth and Family Services to other City Departments.

SECTION 2. The sum of Two Million Three Hundred Eight-one Thousand Nine Hundred Sixty-four Dollars (\$2,381,964) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION

EQUAL OPPORTUNITY DIVISION

CONSOLIDATED COUNTY FUND

1. Personal Services	36,379
2. Supplies	<u>500</u>
TOTAL INCREASE	36,879

DEPARTMENT OF METROPOLITAN DEVELOPMENT

NEIGHBORHOOD AND DEVELOPMENT SERVICE DIVISION

CONSOLIDATED COUNTY FUND

1. Personal Services	64,332
2. Supplies	2,000
3. Other Services and Charges	564,377
4. Capital Outlay	3,829
5. Internal Charges	<u>1,826</u>
TOTAL INCREASE	636,364

NEIGHBORHOOD AND DEVELOPMENT SERVICE DIVISION

FEDERAL GRANTS FUND

1. Personal Services	17,350
3. Other Services and Charges	<u>1,237,542</u>
TOTAL INCREASE	1,254,892

DEPARTMENT OF PARKS AND RECREATION

PARK GENERAL FUND

1. Personal Services	206,143
2. Supplies	5,000
3. Other Services and Charges	104,352
4. Capital Outlay	9,571
5. Internal Charges	<u>6,766</u>
TOTAL INCREASE	331,832

DEPARTMENT OF PARKS AND RECREATION

FEDERAL GRANTS FUND

1. Personal Services	13,912
3. Other Services and Charges	<u>108,085</u>
TOTAL INCREASE	121,997

SECTION 4. The said increased appropriation is funded by the following reductions:

OFFICE OF YOUTH AND FAMILY SERVICES

1. Personal Services
2. Supplies
3. Other Services and Charges
4. Capital Outlay
5. Internal Charges
TOTAL DECREASE

CONSOLIDATED COUNTY FUND

306,860
7,500
668,729
13,400
8,592
1,005,081

OFFICE OF YOUTH AND FAMILY SERVICES

1. Personal Services
3. Other Services and Charges
TOTAL DECREASE

FEDERAL GRANTS FUND

47,355
1,329,528
1,376,883

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 157, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 157, 1996 on March 7, 1996. The proposal is an appropriation of \$100,000 for the Office of the Controller to make renovations and improvements to the City Market financed by a transfer within the agency's Consolidated County Fund. Councillor Borst explained that the appropriation was not for operating expenses, but for capital expenditures on renovations to the restrooms, lighting in the east and west wings, and the replacement of heating ducts in the office due to excessive bacteria located there. He added that Kosene and Kosene, current managers, were dedicated to making the City Market profitable, and that they had already leveraged quite a bit of private money into this project. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 157, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 NAYS: Coonrod, Franklin
1 NOT VOTING: Black
1 ABSENT: Schneider

The President stated that the future of the City Market would rely heavily on what would happen with Market Square Arena. He explained that a task force recommendation was expected early in the summer and that a solution for both Market Square Arena and the City Market would be forthcoming based upon that recommendation.

Proposal No. 157, 1996 was retitled FISCAL ORDINANCE NO. 17, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Consolidated County Fund for purposes of the Office of the Controller and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(g) of the City-County Annual Budget for 1996 be, and is hereby, amended by

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the increases and reductions hereinafter stated for purposes of the Office of the Controller of making renovations and improvements to the City Market.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>OFFICE OF THE CONTROLLER</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlays	<u>100,000</u>
TOTAL INCREASE	100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>OFFICE OF THE CONTROLLER</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	<u>100,000</u>
TOTAL DECREASE	100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 160, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 160, 1996 on February 27, 1996. The proposal is an appropriation of \$3,340 for the County Surveyor to pay for a unified vertical control network for Marion County financed by transfers within the agency's Surveyor's Corner Perpetuation Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Boyd, for adoption. Proposal No. 160, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Black, Williams

1 ABSENT: Schneider

Proposal No. 160, 1996 was retitled FISCAL ORDINANCE NO. 18, 1996 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Three Thousand Three Hundred Forty Dollars (\$3,340) in the Surveyor's Corner Perpetuation Fund for purposes of the County Surveyor and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(j) of the City-County Annual Budget for 1996, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Surveyor to establish a unified vertical control network for Marion County.

SECTION 2. The sum of Three Thousand Three Hundred Forty Dollars (\$3,340) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SURVEYOR

2. Supplies
TOTAL INCREASE

SURVEYOR'S CORNER PERPETUATION FUND

3,340
3,340

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY SURVEYOR

4. Capital Outlay
TOTAL DECREASE

SURVEYOR'S CORNER PERPETUATION FUND

3,340
3,340

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 162, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 162, 1996 on February 28, 1996. The proposal authorizes the Sheriff's Department to collect a copayment from incarcerated persons for the costs of their medical care, \$6 per doctor visit and \$3 per prescription. Councillor Dowden explained that if inmates had money in their commissary fund, they would be asked to co-pay for medical visits. They would not be denied medical attention if funds were not available. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc asked if these fees would apply to pre-existing conditions. Councillor Dowden stated that these fees would be imposed in order to limit medical visits to those that were actually necessary, and explained that many inmates abused these privileges with unnecessary doctor visits to get out of their cells. He added that those needing medical attention who did not have the funds would still be taken care of and that it did not apply to pre-existing conditions. Councillor Dowden stated that this proposal could possibly save the taxpayers up to \$200,000 a year by eliminating unnecessary visits and adding co-payments.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 162, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
3 NAYS: Boyd, Brents, Jones
2 NOT VOTING: Black, Williams
1 ABSENT: Schneider

Proposal No. 162, 1996 was retitled GENERAL ORDINANCE NO. 38, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1996

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by adding a new Sec. 131-252.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 131 of the Revised Code of the Consolidated City and County is hereby amended by adding the language underlined as follows:

Sec. 131-252. Health care copayments by incarcerated persons.

(a) This section does not apply to a person confined in an incarceration facility operated by or through the Marion County Sheriff who:

(1) Maintains a policy of insurance from a private company covering:

- a. Medical care;
- b. Dental care;
- c. Eye care; or
- d. Any other health care related service; or

(2) Is willing to pay for the person's own medical care.

(b) Except as provided in subsection (c), a person confined in an incarceration facility operated by or through the Marion County Sheriff shall make the following copayments for each provision of the following services:

- (1) For medical, dental, and eye care, and any other health-care related service except a prescription, the copayment shall be six dollars (\$6.00);
- (2) For each prescription, the copayment shall be three dollars (\$3.00).

(c) A person confined in an incarceration facility operated by or through the Marion County Sheriff is not required to make the copayment under subsection (b) if:

- (1) The person does not have funds in the person's commissary account or trust account at the time the service is provided;
- (2) The person does not have funds in the person's commissary account or trust account within thirty (30) days after the service is provided;
- (3) The service is provided in an emergency;
- (4) The service is provided as a result of an injury received in the incarceration facility; or
- (5) The service is provided at the request of the Sheriff's Department or administrator of the incarceration facility.

(d) The Marion County Sheriff's Department, Jail Division, shall forward the copayments monthly to the Marion County Auditor for deposit into the County General Fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 163, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 163, 1996 on February 28, 1996. The proposal approves a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 163, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: Brents, Gilmer, Gray, SerVaas

1 ABSENT: Schneider

Proposal No. 163, 1996 was retitled SPECIAL RESOLUTION NO. 21, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1996

A SPECIAL RESOLUTION approving a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial.

WHEREAS, the Indianapolis Fire Department was organized in 1858; and

WHEREAS, since that time, seventy-one firefighters from the Indianapolis, Lawrence and Wayne Township fire departments in Marion County have lost their lives in the line of duty; and

WHEREAS, the city's largest single fire disaster was in March, 1891, when thirteen firefighters lost their lives, and a stunned Indianapolis mourned for days; and

WHEREAS, the names of all fallen firefighters will be memorialized on the \$265,000 Fallen Firefighters Memorial; and

WHEREAS, Section 2-428 of the Code of Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council, and the Grant was appropriated by City County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant by the City Controller in the amount of \$10,000 to Fire Fighters Museum/Survive Alive for the Fallen Firefighters Memorial is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 167-177, 1996 on March 3, 1996.

PROPOSAL NO. 167, 1996. The proposal, sponsored by Councillor Schneider, authorizes a traffic signal at River Crossing Boulevard and River Road (District 3). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 167, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

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1 NOT VOTING: Franklin

1 ABSENT: Schneider

Proposal No. 167, 1996 was retitled GENERAL ORDINANCE NO. 39, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4	River Crossing Blvd, River Rd	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 168, 1996. The proposal, sponsored by Councillor Coonrod, authorizes a traffic signal at Sargent Road and 82nd Street (District 5). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor O'Dell, for adoption. Proposal No. 168, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Franklin, Gilmer, Moores

1 ABSENT: Schneider

Proposal No. 168, 1996 was retitled GENERAL ORDINANCE NO. 40, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	Sargent Rd, 82nd St	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	Sargent Rd, 82nd St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 169-175, 1996 together. Consent was given.

PROPOSAL NO. 169, 1996. The proposal, sponsored by Councillor Coonrod, authorizes multi-way stops for the intersections in Admirals Sound subdivision (District 5). PROPOSAL NO. 170, 1996. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at 86th Street and Bash Street (District 4). PROPOSAL NO. 171, 1996. The proposal, sponsored by Councillor Cockrum, authorizes a multi-way stop at Mars Hill Street and Werges Street (District 19). PROPOSAL NO. 172, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes a multi-way stop at 19th Street and Wallace Avenue (District 15). PROPOSAL NO. 173, 1996. The proposal, sponsored by Councillor Golc, authorizes a multi-way stop at Robton Street and Rockville Avenue (District 17). PROPOSAL NO. 174, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Deloss Street and Leota Street (District 21). PROPOSAL NO. 175, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at Carrollton Avenue and 48th Street (District 6). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 169-175, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

1 ABSENT: Schneider

Proposal No. 169, 1996 was retitled GENERAL ORDINANCE NO. 41, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	Bay Breeze Ln, Old Stone Dr	Old Stone Dr	Stop
7	Bay Breeze Ct, Bay Breeze Ln, Woods Bay Ln	Woods Bay Ln	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	Bay Breeze Ln, Old Stone Dr	None	All Way Stop
7	Bay Breeze Ct, Bay Breeze Ln, Woods Bay Ln	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 170, 1996 was retitled GENERAL ORDINANCE NO. 42, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	86th St, Bash St	86th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	86th St, Bash St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 171, 1996 was retitled GENERAL ORDINANCE NO. 43, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	Mars Hill St, Werges Av	Mars Hill St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	Mars Hill St, Werges Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 172, 1996 was retitled GENERAL ORDINANCE NO. 44, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	19th St, Wallace Av	19th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	19th St, Wallace Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

March 18, 1996

Proposal No. 173, 1996 was retitled GENERAL ORDINANCE NO. 45, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Robton St, Rockville Rd	Rockville Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Robton St, Rockville Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 174, 1996 was retitled GENERAL ORDINANCE NO. 46, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Deloss St, Leota St	Deloss St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Deloss St, Leota St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 175, 1996 was retitled GENERAL ORDINANCE NO. 47, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Hillside Avenue, on the west side,
from Twenty-fifth Street to Baltimore Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 176, 1996. The proposal, sponsored by Councillor Jones, authorizes parking restrictions on the westside of Hillside Avenue from 25th Street to Baltimore Avenue (District 10). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 176, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

1 ABSENT: Schneider

Proposal No. 176, 1996 was retitled GENERAL ORDINANCE NO. 48, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Hillside Avenue, on the west side,
from Twenty-fifth Street to Baltimore Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

March 18, 1996

PROPOSAL NO. 177, 1996. The proposal, sponsored by Councillor Williams, authorizes parking restrictions on Alabama Street, both sides, south of St. Clair Street (District 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 177, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Bradford*

1 ABSENT: *Schneider*

Proposal No. 177, 1996 was retitled GENERAL ORDINANCE NO. 49, 1996 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Alabama Street, on the east side,
from St. Clair Street to a point 86 feet south of St. Clair Street

Alabama Street, on the west side,
from St. Clair Street to a point 131 feet south of St. Clair Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Coughenour invited Council members to attend a community meeting discussing important issues in the schools and community, which is a part of a Cooperative Extension grant from Purdue University to Perry Township. The meetings are scheduled on April 17 and 30, 1996 at 7:00 p.m. at Southport High School.

Councillor Williams acknowledged and publicly congratulated Hardees Restaurant for their policy of refusing to serve school-age children during school hours.

The President passed the gavel to Vice President McClamroch.

PROPOSAL NO. 161, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 161, 1996 on February 27, 1996. The proposal is an appropriation of \$64,500 for the County Recorder to purchase an Optical Platter Jukebox Drive to support increased database volume financed by revenues in the Recorder's Perpetuation Fund.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hinkle stated that Proposal No. 161, 1996 was the unintended victim of the 30-day rule. He asked if action could be taken on this proposal before the public hearing scheduled for April 8, 1996. Councillor Hinkle explained that there were delicate agreements which required this equipment in place in order to adhere to the timetable set.

Councillor Gilmer asked if the current meeting could serve as the public hearing for this proposal. The Vice President deferred to General Counsel Robert Elrod. Mr. Elrod explained that the statute on appropriations required a public hearing be held with a ten-day notice via advertising. As no advertising had been placed for this proposal (due to the 30-day rule requiring a waiting period of 30 days from introduction before public hearing), this evening's meeting could not serve as a public hearing for Proposal No. 161, 1996.

The Vice President returned the gavel to President SerVaas.

Councillor Hinkle explained that passage of this proposal would allow the Auditor's Office to proceed with initiatives to work with the Recorder in adhering to their timetable. He added that should the State Tax Board deny the passage because of the public hearing not taking place, the Council would simply have to vote on it again. Councillor Hinkle stated that passage of the proposal now would allow the Auditor and Recorder to work together to stay on track with current projects.

Councillor Hinkle moved, seconded by Councillor Williams, to vote on Proposal No. 161, 1996. The motion carried by a voice vote.

At the request of Councillor Borst, Councillor Hinkle explained the Optical Platter Jukebox Drive. He encouraged Council members to visit the Recorder's Office for a demonstration. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption of Proposal No. 161, 1996.

Councillor Coonrod stated that voting on Proposal No. 161, 1996 this evening was an illegal process and that the Tax Board would not approve such a vote. He explained that should the Council vote on this proposal now, the vote would be worthless. Councillor Coonrod stated that upon disapproval by the Tax Board, the proposal would require re-introduction, which would be more time consuming than waiting until the next meeting.

The President stated that Councillor Coonrod, as former Auditor, had experience in this matter and his observations brought about some concern.

Councillor Hinkle asked to hear from County Auditor John von Arx regarding the legalities of voting on Proposal No. 161, 1996 at this meeting. Mr. von Arx explained that should the Council vote on the matter now and conceptually approve of the plan, that would enable him to proceed with avenues in obtaining the appropriation through another agency and then receiving reimbursement once the public hearing aspect has been satisfied.

Councillor Coonrod stated that this would be an improper appropriation.

Councillor Short asked if waiting for the public hearing would cause significant problems. Councillor Hinkle explained that waiting would cause problems with a plan and schedule agreed upon a couple of months ago. Councillor Short stated that he was in favor of waiting to vote until the legal procedures had been satisfied.

Councillor Curry stated that voting now would seem counter-productive. He suggested that if the Auditor would be comfortable with the consensus of Council members that this proposal would pass, that he could proceed with negotiations and accommodate the timetable. Councillor Curry added that this would allow the Council to remain under the legal obligations of the 30-day rule, and still allow for the Recorder's Office to stay within their timetables. He stated that the 30-day rule should either be adhered to or revisited. Councillor Curry explained that proper planning would eliminate these crisis situations, which was the initial rationale behind the 30-day rule.

Councillor McClamroch agreed with Councillor Curry and stated that after having consulted with Mr. Elrod, Mr. von Arx, and County Recorder Joan Romeril, he had drafted a resolution to present to the Council that urges the Auditor to prepare for the appropriation as set forth in Proposal No. 161, 1996.

Councillors Hinkle and Gilmer withdrew their motion and second for adoption of Proposal No. 161, 1996.

Councillor McClamroch moved, seconded by Councillor Curry, to adopt a resolution to urge the Auditor to prepare for the appropriation. The motion carried by a unanimous voice vote.

Councillor Hinkle stated that a new proposal would be introduced at the next Council meeting to re-visit the 30-day rule.

PROPOSAL NO. 233, 1996. The proposal, sponsored by Councillor McClamroch, appoints Michael Duff to the Common Construction Wage Committee to determine common construction wages in the Police and Fire Special Service Districts. Councillor McClamroch stated that Mr. Duff is the owner of The Reimbursement Group, a telecommunications company based in Indianapolis which audits long-distance phone bills for various companies. He added that Mr. Duff was a 35-year-old African American and a Republican Precinct Committeeman whom he believed to be a solid representative for the Common Construction Wage Committee. Councillor McClamroch moved, seconded by Councillor Moores, for adoption. Proposal No. 233, 1996 was adopted on the following roll call vote; viz:

21 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Tilford
4 NAYS: Boyd, Gray, Talley, Williams
3 NOT VOTING: Coonrod, Golc, Short
1 ABSENT: Schneider

Proposal No. 233, 1996 was retitled COUNCIL RESOLUTION NO. 33, 1996 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1996

A COUNCIL RESOLUTION appointing Michael Duff to the Common Construction Wage Committee to determine common construction wages in the Police and Fire Special Service Districts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee to determine common construction wages in the Police and Fire Special Service Districts, the Council appoints:

Michael Duff

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moriarty Adams in memory of Joseph Traub and Terry Sweeney; and
- (2) Councillor Cockrum in memory of Jean C. Mills.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Joseph Traub, Terry Sweeney, and Jean C. Mills. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:14 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 18th day of March, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President


Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 8, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:01 p.m. on Monday, April 8, 1996, with Councillor SerVaas presiding.

Councillor Coughenour led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

Councillor Schneider thanked the Council for their gifts and support during his recovery from surgery and stated that it was good to be back.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

1 ABSENT: Black

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE
COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND
MARION COUNTY, INDIANA

Journal of the City-County Council

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 8, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

March 19, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COURT AND COMMERCIAL on Thursday, March 21, 1996, a copy of a NOTICE TO TAXPAYERS of Public Hearing on Proposal Nos. 161, 165, 206, 207, 211, 212, 213, and 214, 1996, said hearing to be held on Monday, April 8, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

March 22, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 14, 1996: an appropriation of \$175,000 to finance the upgrade of technology for the newly consolidated Adult Probation Division of the Marion County Superior Court financed by revenues in the Supplemental Adult Probation User Fees Fund

FISCAL ORDINANCE NO. 15, 1996: an appropriation of \$12,500 for the Prosecuting Attorney to pay Marion County's portion of a victim/witness advocate to work on Regional Gang Interdiction in conjunction with Johnson County financed by a state grant

FISCAL ORDINANCE NO. 16, 1996: an appropriation of \$2,381,964 to allocate the 1996 budget for the Office of Youth and Family Services to other City departments

FISCAL ORDINANCE NO. 17, 1996: an appropriation of \$100,000 for the Office of the Controller to make renovations and improvements to the City Market financed by a transfer within the agency's Consolidated County Fund

GENERAL ORDINANCE NO. 36, 1996: adds Consortium Foundation, Inc. and Redevelopment Revitalization of the Southside Community to the list of eligible neighborhood development corporations for sales and grants of real property

GENERAL ORDINANCE NO. 37, 1996: amends the Revised Code dealing with the Office of Youth and Family Services

GENERAL ORDINANCE NO. 38, 1996: authorizes the Sheriff's Department to collect a copayment from incarcerated persons for the costs of their medical care, \$6 per doctor visit and \$3 per prescription

GENERAL ORDINANCE NO. 39, 1996: authorizes a traffic signal at River Crossing Boulevard and River Road (District 3)

GENERAL ORDINANCE NO. 40, 1996: authorizes a traffic signal at Sargent Road and 82nd Street (District 5)

April 8, 1996

GENERAL ORDINANCE NO. 41, 1996: authorizes multi-way stops for the intersections in Admirals Sound subdivision (District 5)

GENERAL ORDINANCE NO. 42, 1996: authorizes a multi-way stop at 86th Street and Bash Street (District 4)

GENERAL ORDINANCE NO. 43, 1996: authorizes a multi-way stop at Mars Hill Street and Werges Street (District 19)

GENERAL ORDINANCE NO. 44, 1996: authorizes a multi-way stop at 19th Street and Wallace Avenue (District 15)

GENERAL ORDINANCE NO. 45, 1996: authorizes a multi-way stop at Robton Street and Rockville Avenue (District 17)

GENERAL ORDINANCE NO. 46, 1996: authorizes a multi-way stop at Deloss Street and Leota Street (District 21)

GENERAL ORDINANCE NO. 47, 1996: authorizes a multi-way stop at Carrollton Avenue and 48th Street (District 6)

GENERAL ORDINANCE NO. 48, 1996: authorizes parking restrictions on the westside of Hillside Avenue from 25th Street to Baltimore Avenue (District 10)

GENERAL ORDINANCE NO. 49, 1996: authorizes parking restrictions on Alabama Street, both sides, south of St. Clair Street (District 22)

SPECIAL RESOLUTION NO. 18, 1996: recognizes IPTC retirees

SPECIAL RESOLUTION NO. 19, 1996: recognizes the 1995-96 Decatur Central Boys basketball team

SPECIAL RESOLUTION NO. 20, 1996: a special resolution for U.S., LLC to proceed with the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. for use in its orthopedic, prosthetic, and surgical appliances and supplies manufacturing business (District 17)

SPECIAL RESOLUTION NO. 21, 1996: approves a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial

GENERAL RESOLUTION NO. 2, 1996: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$3,200,000 to finance the development of the 10th Street Revitalization Project and the New East Industrial Center by Eastwide Community Investments

SPECIAL ORDINANCE NO. 3, 1996: authorizes the issuance of variable/fixed rate multi-family housing revenue bonds in the principal amount not to exceed \$8,700,000 for Crossing Partners, L.P. at 4000 North Franklin Road (District 12)

SPECIAL ORDINANCE NO. 4, 1996: authorizes the issuance of economic development bonds in an amount not to exceed \$2,050,000 for Double D Press, Inc. at 5739 Professional Circle (District 19)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of March 18, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

The President stated that Proposal Nos. 133, 134, 184, 188, 231, and 232, 1996 were all board appointments, had all passed through committee with unanimous votes, and would be voted on together.

PROPOSAL NO. 133, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Elliott Nelson to the Board of Public Safety. PROPOSAL NO. 134, 1996. The proposal, sponsored by Councillor McClamroch, reappoints David W. Hoppock to the Air Pollution Control Board. PROPOSAL NO. 184, 1996. The proposal, sponsored by Councillor McClamroch, appoints Anthony C. La Rosa to the Audit Committee. PROPOSAL NO. 188, 1996. The proposal, sponsored by Councillor McClamroch, appoints Linda Beadling to the Equal Opportunity Advisory Board. PROPOSAL NO. 231, 1996. The proposal, sponsored by Councillor McClamroch, appoints Margot L. Eccles to the Indianapolis Parks Foundation Board of Trustees. PROPOSAL NO. 232, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board. Councillor McClamroch moved, seconded by Councillor Curry, for adoption. Proposal Nos. 133, 134, 184, 188, 231, and 232, 1996 were adopted by a unanimous voice vote.

Proposal No. 133, 1996 was retitled COUNCIL RESOLUTION NO. 34, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1996

A COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Elliott Nelson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 134, 1996 was retitled COUNCIL RESOLUTION NO. 35, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1996

A COUNCIL RESOLUTION reappointing David W. Hoppock to the Air Pollution Control Board.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

David W. Hoppock

SECTION 2. The appointment made by this resolution is for a term ending June 3, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

April 8, 1996

Proposal No. 184, 1996 was retitled COUNCIL RESOLUTION NO. 36, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1996

A COUNCIL RESOLUTION appointing Anthony C. La Rosa to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council appoints:

Anthony C. La Rosa

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 188, 1996 was retitled COUNCIL RESOLUTION NO. 37, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1996

A COUNCIL RESOLUTION appoints Linda Beadling to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Linda Beadling

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 231, 1996 was retitled COUNCIL RESOLUTION NO. 38, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1996

A COUNCIL RESOLUTION appointing Margot L. Eccles to the Indianapolis Parks Foundation Board of Trustees.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Parks Foundation Board of Trustees, the Council appoints:

Margot L. Eccles

SECTION 2. The appointment made by this resolution is for a term ending April 1, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 232, 1996 was retitled COUNCIL RESOLUTION NO. 39, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 39, 1996

A COUNCIL RESOLUTION appointing Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Forensic Board, the Council appoints:

Dennis Nicholas, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSAL

PROPOSAL NO. 247, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 248, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves an extension of the expiration dates of the cable franchises of American Cablevision and Comcast Cablevision until July 1, 1996"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 249, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 250, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$100,000 for the Department of Metropolitan Development, Planning Division, to pay for infrastructure improvements financed by revenues from a Build Indiana Grant"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 251, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$1,300,000 for the Department of Metropolitan Development, Division of Economic and Housing Development and Division of Permits, to pay for various projects financed from the Consolidated County Fund and Redevelopment General Fund balances"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 252, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves the disbursement of a portion of

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the Community Development Block Grant”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 253, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which reorganizes the Department of Metropolitan Development”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 254, 1996. Introduced by Councillors O'Dell and Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which appoints Mark Bowell to the Indianapolis-Marion County Public Library Board”; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 255, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which establishes the County Child Advocacy Fund as a nonreverting fund”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 256, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which is an appropriation of \$259,779 for the County Sheriff to pay for operational equipment, food, and supplies needed for the sub-basement and 5th floor of the East wing of the City-County Building financed by revenues from the County General Fund, Jail Reserve Account”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 257, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which is an appropriation of \$55,501 for the County Sheriff to pay for security and identification equipment needed to begin the screening of all personnel entering the West wing of the City-County Building financed from the County General Fund balances”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 258, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which is an appropriation of \$83,341 for the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate increased funding for the Expedited Trial Program financed by a state grant”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 259, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which is an appropriation of \$82,128 for the Marion County Public Defender Agency to fund a study by American University pursuant to Fiscal Ordinance No. 112, 1995 financed from the County General Fund balances”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 260, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance which is an appropriation of \$48,462 for the Marion County Public Defender Agency to pay for the consolidation of five contract positions into two full-time positions effective May 1, 1996 financed by transfers within the agency's County General Fund”; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 261, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$58,660 for the Marion County Public Defender Agency to pay for sentencing support services for indigent, non-violent, and drug-addicted defendants financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 262, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 263, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes execution of Amendment No. 4 to the Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for sewage treatment"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 264, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning towing and storage charges for abandoned vehicles"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 265, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$100,000 for the Department of Public Works, Administration, to pay for Brownfields Redevelopment Pilot Program financed by an EPA federal grant"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 266, 1996. Introduced by Councillors Hinkle and McClamroch. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Rules of the Council with respect to public hearings on fiscal ordinances"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 267, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves a preliminary determination for the County to enter into a lease with the Building Authority in connection with the financing of the proposed supplemental jail facility at 730 East Washington Street and 752 East Market Street"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 268, 1996. Introduced by Councillors Curry, Schneider, Dowden, and Bradford. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the 96th Street/Castleton economic development area"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 269, 1996. Introduced by Councillors Curry, Schneider, Dowden, and Bradford. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves the issuance of bonds in the amount of \$18,000,000 for the 96th Street/Castleton

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economic development area and the appropriation of proceeds on the bonds”; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 270, 1996. WITHDRAWN.

PROPOSAL NO. 271, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes multi-way stops at Kimlough Avenue and 80th Street, and at Kimlough Avenue and Forest Boulevard (District 2)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 272, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a multi-way stop at Crittenden Avenue and 51st Street (District 6)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 273, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a multi-way stop at Norwaldo Avenue and 49th Street (District 6)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 274, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a multi-way stop at Eleanor Street and Jackson Street (District 18)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 275, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a speed limit of 25 mph on Candy Spots Drive from Riva Ridge Drive to Thompson Road (District 23)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 276, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: “A Proposal for a General Ordinance which authorizes a weight limit restriction on Johnson Road from Fall Creek Road to 75th Street (District 4)”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 300, 1996. Introduced by Councillors Gilmer and Coughenour. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which amends Regulation 96-01 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996”; and the President referred it to the Whole Committee.

PROPOSAL NO. 301, 1996. Introduced by Councillors Coughenour and Gilmer. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which amends Regulation 96-02 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996”; and the President referred it to the Whole Committee.

Councillor Hinkle moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal No. 251, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on April 29, 1996. He explained that the time frame of the project

required that action be taken prior to May 1, 1996. Councillor Gilmer seconded and the motion passed by a unanimous voice vote.

Councillor Dowden moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal No. 259, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on April 29, 1996. He explained that a study was initiated during the budget process and that the funding was needed in a timely fashion in order to accomplish this study. Councillor Hinkle seconded and the motion passed by a unanimous voice vote.

Councillor Curry moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal No. 269, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on April 29, 1996. He explained that the time frame of the project required that action be taken prior to the May 20th Council meeting. Councillor Hinkle seconded and the motion passed by a unanimous voice vote.

Councillor Borst asked if Proposal No. 269, 1996 was intended to go to the Rules and Public Policy Committee instead of to the Economic Development Committee. The President explained that this particular project involved a policy matter affecting several neighborhoods on a tax issue, and referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 277-288, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 3, 1996."

PROPOSAL NOS. 289-299, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 3, 1996."

Councillor Borst asked that Proposal No. 289, 1996 be held for public hearing on April 29, 1996 at 7:00 p.m. Consent was given. Proposal No. 289, 1996 is identified as follows:

96-Z-47 (96-DP-3) PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25.
1721 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.
WILLIAM BLANKENSHIP, by William F. LeMond, requests a REZONING of 40.860 acres, being in the D-A (FF)(W-1)(W-5) Districts, to the D-P (FF)(W-1)(W-5) classification to provide for a planned unit development consisting of single-family residential development at a density of approximately 3.125 units per acre.

Councillor Coughenour stated that she wanted a rezoning ordinance held for public hearing but needed time to find the proposal number. The President stated that the Council would move on to the next agenda item and return to the rezonings at a later time.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 12, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 12, 1996 on several occasions and had amended the appropriation from \$82,000 to \$14,087. The proposal is an appropriation of \$14,087 for the

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Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 12, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

1 NAY: Williams

3 NOT VOTING: Coughenour, Franklin, Gilmer

1 ABSENT: Black

Proposal No. 12, 1996, as amended, was retitled FISCAL ORDINANCE NO. 19, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fourteen Thousand Eighty-seven Dollars (\$14,087) in the Drug Free Community Fund for purposes of the Marion County Justice Agency and I Challenge and reducing the unappropriated and unencumbered balance in the Drug Free Community Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Marion County Justice Agency funding the 1996 office budget for I Challenge.

SECTION 2. The sum of Fourteen Thousand Eighty-seven Dollars (\$14,087) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>DRUG FREE COMMUNITY FUND</u>
3. Other Services and Charges	<u>14,087</u>
TOTAL INCREASE	14,087

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>DRUG FREE COMMUNITY FUND</u>
Unappropriated and Unencumbered	
Drug Free Community Fund	<u>14,087</u>
TOTAL REDUCTION	14,087

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 60, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 60, 1996 on March 20, 1996. The proposal is an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program

financed by revenues in the County General Fund, Jail Reserve Account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 60, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Moores, Short

1 ABSENT: Black

Proposal No. 60, 1996 was retitled FISCAL ORDINANCE NO. 20, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Thirty-two Thousand Six Hundred Eighty-eight Dollars (\$232,688) in the County General Fund Jail Reserve Account for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency for funding for a Jail Work Program which will provide a means to supervise jail trustees in the community.

SECTION 2. The sum of Two Hundred Thirty-two Thousand Six Hundred Eighty-eight Dollars (\$232,688) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>232,688</u>
TOTAL INCREASE	232,688

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>232,688</u>
TOTAL REDUCTION	232,688

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that he had received a letter from the Sheriff commending the Council and the Parks Department for the Greenways Rehabilitation Program under the direction of Ray Irvin. Councillor Dowden explained the program and agreed that it was a good program.

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PROPOSAL NO. 61, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 61, 1996 on March 20, 1996. The proposal is an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 61, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

2 NOT VOTING: *Brents, Moores*

1 ABSENT: *Black*

Proposal No. 61, 1996 was retitled FISCAL ORDINANCE NO. 21, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eighty-four Thousand Three Hundred Seventy-five Dollars (\$84,375) in the County General Fund Jail Reserve Account for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency for five additional officers needed to staff the Annex upon receipt of additional offenders.

SECTION 2. The sum of Eighty-Four Thousand Three Hundred Seventy-Five Dollars (\$84,375) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>84,375</u>
TOTAL INCREASE	84,375

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>84,375</u>
TOTAL REDUCTION	84,375

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 161, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 161, 1996 on February 27, 1996. The proposal is an appropriation of \$64,500 for the County Recorder to purchase an Optical Platter Jukebox Drive to support increased database volume financed by revenues in the Recorder's Perpetuation Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc asked about the new technology of optical scanning and if the operation could be viewed. Councillor Hinkle answered that anyone was free to view the operation and could do so by contacting County Recorder Joan Romeril or Mike Koerner in the Recorder's Office.

The President called for public testimony at 7:32 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 161, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Moores
1 ABSENT: Black

Proposal No. 161, 1996 was retitled FISCAL ORDINANCE NO. 22, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Sixty-four Thousand Five Hundred Dollars (\$64,500) in the Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(h) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Recorder for purchase of an Optical Platter Jukebox Drive due to increased database volume.

SECTION 2. The sum of Sixty-four Thousand Five Hundred Dollars (\$64,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY RECORDER</u>	<u>RECORDER'S PERPETUATION FUND</u>
2. Supplies	2,000
4. Capital Outlay	<u>62,500</u>
TOTAL INCREASE	64,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>RECORDER'S PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Recorder's Perpetuation Fund	<u>64,500</u>
TOTAL REDUCTION	64,500

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 165, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 165, 1996 on February 28, 1996. The proposal is an appropriation of \$2,000,000 for the Department of Public Safety, Fire Division, to construct a new fire station financed by revenues in the City Cumulative Capital Improvement Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Short asked where the two existing fire stations to be consolidated were located. Fire Chief Keith Smith stated that Fire Station 21 is in Brightwood on Glenn Drive and Fire Station 10 is presently located at 34th and Sherman.

Councillor Gilmer asked if neighborhood meetings had been held to make these communities aware of the loss of their fire stations. Chief Smith responded that the Indianapolis Fire Department had met with three neighborhood groups.

Councillor Dowden explained that response time and service level would not be affected by the consolidation of these two stations.

Councillor Coonrod stated that he was against Proposal No. 165, 1996 due to the fact that the fund from which this appropriation comes is a fund that receives two-thirds of its property tax revenue from outside the fire service district. He stated that the majority of taxpayers paying into this fund were serviced by township departments rather than the Indianapolis Fire Department (IFD).

Councillor Short stated that Unigov had set up this type of system, instead of a system with special districts representing only those served in that district. Councillor Coonrod agreed with Councillor Short's advocacy of the appropriateness of having special districts.

Councillor Gilmer asked if the issue of these funds being used inappropriately came up in the committee meeting. Councillor Dowden responded that the distribution of that fund's monies had already been agreed upon by the Council, and that the issue before the Committee was to decide whether it was a good investment of capital funds to build a fire station, not how the funds were distributed.

Councillor Golc asked Chief Smith about the breakdown of the financial figures. Chief Smith called on Emily Duncan, Chief Financial Officer for Public Safety, for the figures. Ms. Duncan explained that the entire \$2 million was for construction. The land purchase and design phase has already been completed.

Councillor Franklin asked Chief Smith if these improvements were a part of the original plan that was discussed in Committee during the budget process. Chief Smith responded that this consolidation was a part of the same plan that was discussed at that time and was supposed to have been completed last year, but was delayed because of land acquisition issues.

The President called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 165, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 NAYS: Bradford, Coonrod
0 NOT VOTING:
1 ABSENT: Black

Proposal No. 165, 1996 was retitled FISCAL ORDINANCE NO. 23, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Million Dollars (\$2,000,000) in the City Cumulative Capital Improvement Fund for purposes of the Department of Public Safety, Fire Division and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to construct a new fire station for the consolidation of fire stations 10 and 21.

SECTION 2. The sum of Two Million Dollars (\$2,000,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>FIRE DIVISION</u>	<u>CITY CUMULATIVE CAPITAL</u> <u>IMPROVEMENT FUND</u>
3. Other Services and Charges	77,000
4. Capital Outlays	<u>1,923,000</u>
TOTAL INCREASE	2,000,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL</u> <u>IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>2,000,000</u>
TOTAL REDUCTION	2,000,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 166, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 166, 1996 on March 28, 1996. The proposal is an appropriation of \$13,900,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

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Councillor Golc asked if the entire amount had been appropriated for projects for 1996 and beyond in the Capital Improvements Project. Councillor Gilmer stated that these projects were Summer/Fall projects. Greg Henneke, Director of the Department of Capital Asset Management, stated that most of the drainage and sanitary projects had already been established, but the resurfacing projects could still use input from Councillors.

The President called for public testimony at 7:45 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 166, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Black

Proposal No. 166, 1996, as amended, was retitled FISCAL ORDINANCE NO. 24, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Six Million Eight Hundred Thousand Dollars (\$6,800,000) in the Sanitation General Fund, an additional Four Million Five Hundred Dollars (\$4,500,000) in the Transportation General Fund an additional One Million Dollars (1,000,000) in the City Cumulative Capital Development Fund, an additional Seven Hundred Thousand Dollars (\$700,000) in the Parking Meter Fund, and an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Solid Waste Disposal Fund, and an additional Six Hundred Fifty Thousand Dollars (\$650,000) in the Flood General Fund for purposes of the Department of Capital Asset Management, Asset Management Division and reducing the unappropriated and unencumbered balances in the Sanitation General, Transportation General, and Flood Control General Funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (m) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Capital Asset Management, Asset Management Division, to expand the 1996 Capital Improvement Budget

SECTION 2. The sum of Thirteen Million Nine Hundred Thousand Dollars (\$13,900,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF CAPITAL ASSET MANAGEMENT
ASSET MANAGEMENT DIVISION

3. Other Services and Charges
4. Capital Outlays
TOTAL INCREASE

SANITATION GENERAL FUND

500,000
6,300,000
6,800,000

ASSET MANAGEMENT DIVISION

3. Other Services and Charges
4. Capital Outlays
TOTAL INCREASE

TRANSPORTATION GENERAL FUND

200,000
4,300,000
4,500,000

<u>ASSET MANAGEMENT DIVISION</u>	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
3. Other Services and Charges	100,000
4. Capital Outlays	900,000
TOTAL INCREASE	1,000,000

<u>ASSET MANAGEMENT DIVISION</u>	<u>PARKING METER FUND</u>
4. Capital Outlays	700,000
TOTAL INCREASE	700,000

<u>ASSET MANAGEMENT DIVISION</u>	<u>SOLID WASTE DISPOSAL FUND</u>
4. Capital Outlays	250,000
TOTAL INCREASE	250,000

<u>ASSET MANAGEMENT DIVISION</u>	<u>FLOOD GENERAL FUND</u>
3. Other Services and Charges	650,000
TOTAL INCREASE	650,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered Sanitation General Fund	6,800,000
TOTAL REDUCTION	6,800,000

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered Transportation General Fund	4,500,000
TOTAL REDUCTION	4,500,000

	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered City Cumulative Capital Development Fund	1,000,000
TOTAL REDUCTION	1,000,000

	<u>PARKING METER FUND</u>
Unappropriated and Unencumbered Parking Meter Fund	700,000
TOTAL REDUCTION	700,000

	<u>SOLID WASTE DISPOSAL FUND</u>
Unappropriated and Unencumbered Solid Waste Disposal Fund	250,000
TOTAL REDUCTION	250,000

	<u>FLOOD GENERAL FUND</u>
Unappropriated and Unencumbered Flood General Fund	650,000
TOTAL REDUCTION	650,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 206, 1996. The proposal approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined (General Resolution). Councillor Hinkle moved, seconded by Councillor Moriarty Adams, to postpone Proposal No. 206, 1996 until April 29, 1996. Proposal No. 206, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 207, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 207, 1996 on March 25, 1996. The proposal is an appropriation of \$375,000 for the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program financed by a federal grant.

Councillor Hinkle defined the ground-level ozone as "dirty air" and stated that the old adage "an ounce of prevention is worth a pound of cure" applied in regard to this proposal. He explained the attainment status that the City now held and what the consequences would be should the City fall back into non-attainment status. He detailed the voluntary public education program included in this proposal. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Moores, for adoption.

The President called for public testimony at 7:50 p.m.

Marty Dezelan, Indianapolis Chamber of Commerce, stated that the Chamber was in support of clean air programs and therefore approved of Proposal No. 207, 1996. He stated that non-attainment status would place a burden on the general public since the business community had experienced all the regulations that could be placed on them. He referred to vehicle inspection and maintenance (start-up costs estimated at \$1.5 million), vapor recovery (gas station pumps being regulated with controls estimated at about \$6.3 million per gas station), reformulated gasoline (approximately 2.5 cents a gallon more), and more control technology for some businesses (estimated at \$2.8 million). He mentioned businesses which had come together to support this awareness program through "in-kind" contributions: PSI Energy, IPL, Citizens Gas, AAA Hoosier Motor Club, Thompson Consumer Electronics, Allison Gas Turbine, and Eli Lilly & Company.

Councillor Bradford expressed his opposition to Proposal No. 207, 1996. He referred to a memo which had been passed out to each Councillor from Clarke Kahlo, a former City employee who worked with air quality. He explained that Mr. Kahlo had been contacted by Mr. Dezelan to solicit his support of the proposal, and that his ultimate response held several reservations against the proposal. Councillor Bradford stated that he had requested a continuance of this proposal at the Committee hearing due to his being out of town. As that request was not granted, he wished to present information at this time. He quoted Washington State former Governor Dixie Lee Ray regarding non-attainment. He gave statistics on producers of ground-level ozone and stated that more than two-thirds of ozone pollutants were produced by natural emissions of plants, not humans.

Councillor Bradford voiced his opposition to an educational program that would go into the schools and scare kindergartners about ozone levels and health hazards and use an expensive logo or cartoon character to do so. Citizens in his district would not want to mow their lawns after dark or give up charcoal grilling and pay hard-earned tax dollars to do so. He added that there was no guarantee that this program would prevent an exceedence of the ozone standard, and therefore, spending \$375,000 of taxpayers money on something that did not produce results was a waste of money.

Councillor Moores stated that whether or not the ozone problem existed, the government and the EPA (Environmental Protection Agency) mandated that cities comply with their standards that

had been set forth. A public education program was a small price to pay to try and prevent strict enforcement and expensive costs of standards that would be imposed if more exceedences occurred. She said that if the public was made aware of the problem and the City still reached non-attainment, at least the public could not say the Council did not try to prevent it.

Councillor Smith stated that both of the exceedences happened at the same monitoring station. He expressed his feelings that this measure was punishment to all the taxpayers for a problem which may have been caused by an individual or small number of citizens. Money should be spent on investigating where the pollutants are coming from instead of just explaining them as being carried on the wind. Councillor Smith added that during the period of non-attainment, the City experienced its greatest growth and questioned how the City achieved attainment without investing this kind of money before. He expressed his concern that there was no input from small business owners, only large corporations. He feels an education program could be done "in-house" with a lot less money instead of hiring an advertising firm at great costs.

Councillor Schneider referred to his letter written to the Metropolitan Development Committee concerning Proposal No. 207, 1996. He stated that since there is no assurance that this program will work, it seemed wasteful to spend so much money on this project. He offered an amendment to the proposal where the money spent would be decreased to \$25,000 by asking public officials to make public service announcements (PSAs) and soliciting other "in-kind" contributions from businesses in order to educate the public and accomplish the same goal. Councillor Schneider moved, seconded by Councillor Smith, to amend Proposal No. 207, 1996, by decreasing the appropriation by \$350,000.

Councillor Williams stated that her experience with PSAs was that they were ineffective and were not given quality time. She voiced her opposition to the amendment, and added that the proposal was a voluntary program for which a grant had been applied and received, and should be accepted or rejected as is.

Councillor Schneider asked if Councillor Williams did not think that the TV stations and radio stations would donate quality time for a worthwhile cause. Councillor Williams responded that she did not think they would. Councillor Schneider said that as Mr. Dezelan pointed out earlier, businesses were willing to contribute to a worthwhile cause and he feels that the public service people would do the same.

Councillor Hinkle stated that even though the City experienced growth during their non-attainment period, any new development during that time required an existing development's reduction in pollutant emissions. This time was a "give-and-take" among industries and a constant challenge to keep non-attainment low in order to ultimately reach attainment.

Councillor Franklin stated that air quality is a concern and that dealings with the EPA, although infrequent, led to stiff penalties. Fines and penalties that would be imposed by the EPA would be great. He believes that the City should take advantage of the contributions from several large businesses that Mr. Dezelan referred to before the EPA dictated costly mandates. He said that the cost of this program, as in the original proposal, would average out to approximately 50 cents per person and did not feel that was a great price to pay.

The President said that the City was faced with an evident position of non-compliance, and preventative measures might aid in maintaining compliance. Although there were variables and

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no assurances, he believes the program would have benefits during the high ozone time period in encouraging citizens and businesses to make some small changes in their daily habits. He stated that he did feel that non-attainment would affect the economic development of the City.

The President called for a vote on the motion to amend Proposal No. 207, 1996. Councillor Schneider's motion failed on the following roll call vote; viz:

10 YEAS: Borst, Bradford, Brents, Coonrod, Dowden, McClamroch, O'Dell, Schneider, Shambaugh, Smith

16 NAYS: Boyd, Cockrum, Curry, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, Moores, Moriarty Adams, SerVaas, Short, Talley, Tilford, Williams

2 NOT VOTING: Coughenour, Gray

1 ABSENT: Black

Councillor Hinkle asked that Councillor Coughenour, as sponsor for the proposal, be allowed to make some closing comments. Councillor Coughenour stated that City businessmen and industries had paid millions of dollars to reach attainment. She added that educating the public as to what they could do to help the situation could only be viewed as a positive thing. She said that one gas-powered mower emitted as much pollutant as 800 cars, and a simple change of timing in mowing the lawn would not be too great a hardship to ask of the public.

The President called for a vote on the motion to adopt Proposal No. 207, 1996. Proposal No. 207, 1996 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Boyd, Cockrum, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, Moores, Moriarty Adams, SerVaas, Short, Talley, Tilford, Williams

9 NAYS: Bradford, Brents, Coonrod, Dowden, McClamroch, O'Dell, Schneider, Shambaugh, Smith

1 ABSENT: Black

Proposal No. 207, 1996 was retitled FISCAL ORDINANCE NO. 25, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Seventy-five Thousand Dollars (\$375,000) in the Federal Grants Fund for purposes of the Department of Metropolitan Development, Planning Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program.

SECTION 2. The sum of Three Hundred Seventy-five Thousand Dollars (\$375,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT
PLANNING DIVISION

FEDERAL GRANTS FUND

1. Personal Services	35,000
2. Supplies	5,000
3. Other Services and Charges	<u>335,000</u>
TOTAL INCREASE	375,000

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

FEDERAL GRANTS FUND

375,000
375,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden asked for consent to vote on Proposal Nos. 211 and 212, 1996 together. Consent was given.

PROPOSAL NO. 211, 1996. The proposal is an appropriation of \$207,200 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant. PROPOSAL NO. 212, 1996. The proposal is an appropriation of \$525,521 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 211 and 212, 1996 on March 20, 1996. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 211 and 212, 1996 were adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Moores, SerVaas, Short

1 ABSENT: Black

Proposal No. 211, 1996 was retitled FISCAL ORDINANCE NO. 26, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Seven Thousand Two Hundred Dollars (\$207,200) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for the Weed and Seed Federal Program.

SECTION 2. The sum of Two Hundred Seven Thousand Two Hundred Dollars (\$207,200) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

FEDERAL GRANTS FUND

1. Personal Services	105,000
2. Supplies	4,000
3. Other Services and Charges	41,000
4. Capital Outlay	<u>57,200</u>
TOTAL INCREASE	207,200

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered

Federal Grants Fund

TOTAL REDUCTION

207,200

207,200

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 212, 1996 was retitled FISCAL ORDINANCE NO. 27, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Five Hundred Twenty-five Thousand Five Hundred Twenty-one Dollars (\$525,521) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for the Weed and Seed Federal Program.

SECTION 2. The sum of Five Hundred Twenty-five Thousand Five Hundred Twenty-one Dollars (\$525,521) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

1. Personal Services
2. Supplies
3. Other Services and Charges
TOTAL INCREASE

FEDERAL GRANTS FUND

14,046
0
511,475
525,521

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

FEDERAL GRANTS FUND

525,521
525,521

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 213, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 213, 1996 on March 20, 1996. The proposal is an appropriation of \$514,304 for the Department of Public Safety, Police Division, to hire ten additional police officers financed by a federal grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:43 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 213, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Moores, Short

1 ABSENT: Black

Proposal No. 213, 1996 was retitled FISCAL ORDINANCE NO. 28, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Five Hundred Fourteen Thousand Three Hundred Four Dollars (\$514,304) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for the deployment of ten additional police officers.

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SECTION 2. The sum of additional Five Hundred Fourteen Thousand Three Hundred Four Dollars (\$514,304) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

1. Personal Services

TOTAL INCREASE

FEDERAL GRANTS FUND

514,304

514,304

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered

Federal Grants Fund

TOTAL REDUCTION

514,304

514,304

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 214, 1996. The proposal is an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant. Councillor Dowden moved, seconded by Councillor Gilmer, to postpone Proposal No. 214, 1996 until the April 29th Council meeting. Proposal No. 214, 1996 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 101, 1996. Councillors Coughenour reported that the Public Works Committee heard Proposal No. 101, 1996 on March 28, 1996. The proposal establishes a supplemental sewer user rate for the area formerly served by Fairwood Utilities. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 101, 1996, as amended, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Bradford, Cockrum, Coonrod, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

5 NOT VOTING: *Brents, Coughenour, Dowden, Moores, Schneider*

1 ABSENT: *Black*

Proposal No. 101, 1996, as amended, was retitled GENERAL ORDINANCE NO. 50, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1996

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 671 of the Revised Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a new Section 671-102.5 inserting the language underscored as follows:

Sec. 671-102.5. Supplemental charge for area previously served by the private utility, Fairwood Utilities, Inc.

(a) Supplemental charge imposed. There is hereby imposed monthly a supplemental charge, which shall be in addition to any other sewer user charge imposed by this article, payable upon each person owning or occupying real estate in the area described in subsection (b), provided such real estate is connected with and uses the wastewater works whether or not real estate taxes are imposed pursuant to IC 36-9-25 upon such real estate.

(b) Area. The supplemental repair charge established by this section shall apply only to the area previously served by the private utility, Fairwood Utilities, Inc., as described below:

All of that area included within the boundaries of the following described real estate:

- (1) That area served by Certificate of Territorial Authority Number 21 granted by the Public Service Commission of Indiana in Cause Number 28661 on July 1, 1960, more particularly described as follows:

Part of the Southwest Quarter and the Southeast Quarter of Section 25, Township 17 North of Range 4 East and part of the Northwest Quarter and the Northeast Quarter of Section 36, Township 17 North of Range 4 East, being more particularly described as follows, to-wit:

Beginning at a point on the West line of the Southwest Quarter of Section 25 a distance of 45.0 feet North of the Southwest corner of the said Southwest Quarter; running thence North 00 degrees 20 minutes 00 seconds West upon and along the West line of said Southwest Quarter Section, being also the center line of Hague Road, a distance of 1274.56 feet to the Northwest corner of the South Half of the Southwest Quarter of said Section 25; continuing thence North upon and along the West line of said Southwest Quarter Section a distance of 660.66 feet to a point; running thence East and parallel with the North line of said Southwest Quarter Section a distance of 2211.00 feet to a point; running thence South a distance of 466.62 feet to a point; running thence East a distance of 466.79 feet to a point on the East line of said Southwest Quarter Section; running thence South upon and along the East line of said Southwest Quarter Section a distance of 194.04 feet to the Northeast corner of the South Half of the Southwest Quarter of said Section 25; running thence North 89 degrees 47 minutes 52 seconds East upon and along the North line of the South Half of the Southeast Quarter of said Section 25, a distance of 354.10 feet to a point; running thence South 70 degrees 51 minutes 30 seconds East a distance of 507.71 feet to a point in the center line of Sargent Road as now located; running thence South 14 degrees 04 minutes 15 seconds West upon and along the center line of Sargent Road a distance of 1079.32 feet to a point; running thence South 36 degrees 42 minutes 00 seconds West upon and along the center line of Sargent Road a distance of 353.33 feet to a point; running thence South 42 degrees 01 minutes 00 seconds West upon and along the center line of Sargent Road a distance of 611.59 feet to a point; running thence South 31 degrees 30 minutes 15 seconds West upon and along the center line of Sargent Road a distance of 89.27 feet to the East corner of FAIRWOOD HILLS ADDITION-FIRST SECTION; running thence North 65 degrees 15 minutes 45 seconds West upon and along the North line of Fairwood Hills-First Section, a distance of 410.61 feet to a point; running thence North 45 degrees 25 minutes 15 seconds West a distance of 359.98 feet to a point; running thence North 74 degrees 15 minutes 06 seconds West a distance of 176.96 feet to a point; running thence South 89 degrees 21 minutes 00 seconds West a distance of 255.34 feet to a point of curvature of a 13.48136 degree curve (said curve has a deflection angle of 13 degrees 29 minutes 34 seconds and a radius of 425 feet - the South tangent of said curve has a bearing of North 12 degrees 50 minutes 34 seconds East);

running thence North upon and along said curve a distance of 100.09 feet to the point of tangency of said curve; running thence North 00 degrees 39 minutes 00 seconds West upon and along the extension of the tangent of said curve a distance of 175.32 feet to a point (said point lies 45.00 feet North of the South line of the Southwest Quarter of Section 25, Township 17 North of Range 4 East); running thence South 89 degrees 21 minutes 00 seconds West parallel to and 45.00 feet North of the South line of the Southwest quarter of Section 25, Township 17 North of Range 4 East a distance of 1534.75 feet to the point or place of beginning, containing 149.7 acres more or less.

- (2) That area served by Certificate of Territorial Authority Number 28 granted by the Public Service Commission of Indiana in Cause Number 29147 on June 8, 1961, more particularly described as follows:

That part of the South East Quarter (1/4) of the South East Quarter (1/4) of Section 26, Township 17 North of Range 4 East in Marion County, Indiana, more particularly described as follows:

That part of the South East Quarter (1/4) Quarter (1/4) Section and running thence West, along and with the South line of said Quarter (1/4) Quarter (1/4) Section, 778 feet to a point; thence North parallel with the East line of said Quarter (1/4) Quarter (1/4) Section, 839.54 feet to a point; thence East, parallel with the South line of said Quarter (1/4) Quarter (1/4) Section, 778 feet to a point in the East line of said Quarter (1/4) Quarter (1/4) Section; thence South along and with said East line, 839.54 feet to the place of beginning, containing 15 acres, more or less.

- (3) That area served by Certificate of Territorial Authority Number 86 granted by the Public Service Commission of Indiana in Cause Number 32605 on March 26, 1971, more particularly described as follows:

A part of the Northwest quarter and a part of the Southwest quarter of Section 25, Township 17 North, Range 4 East in Marion County, Indiana, more particularly described as follows:

All that portion of the North half of the Southwest quarter not presently included in Certificate of Territorial Authority No. 21 more particularly described as follows: Beginning at the Northeast corner of the Southwest quarter; thence South upon and along the East line of said quarter section 1320 feet; thence West 462.79 feet; thence North 462.62 feet; thence West 1548.00 feet; thence North parallel with the West line of the Southwest quarter 660.66 feet to a point in the North line of the Southwest quarter; thence East upon and along the North line of said Southwest quarter 2017.00 feet, more or less, to the point of beginning, containing 44.4 acres, more or less.

ALSO, the Southwest quarter of the Northwest quarter of said section containing 40 acres, more or less.

- (4) A Subdivision commonly known as Creekwood, more particularly described as:

A part of the Northeast Quarter of Section 36, Township 17 North, Range 4 East in Marion County, Indiana, said part being more particularly described as follows:

Beginning at a point in the West line of "Wild-Ridge Subdivision", an Addition to Marion County, Indiana, the plat of which is recorded in the Office of the Marion County Recorder as Instrument Numbered 64-26827, said point being South 00 degrees 00 minutes 50 seconds East (Assumed Bearing) 175.98 feet of a stone identified on the aforesaid plat as the Northwest corner of the East Half of the said Quarter Section; thence South 00 degrees 00 minutes 59 seconds East upon and along the West line of the said subdivision, 1,349.36 feet to the Southwest corner of the said subdivision, said point also being in the centerline of Fall Creek Road as now located and established; the next three calls are upon and along tangent lines generally representative of the centerline of Fall Creek Road as now located and established; thence South 72 degrees 25 minutes 55 seconds West 363.54 feet to a point; thence South 58 degrees 18 minutes 43 seconds West 438.48 feet to a point; thence South 75 degrees 39 minutes 34 seconds West 339.41 feet to a point; the next ten calls are along the meandering of the foot hills along the East side of Mud Creek; thence North 25 degrees 53 minutes 22 seconds East 244.35 feet; thence North 43 degrees 10 minutes 22 seconds East 97.50 feet; thence North 34 degrees 09 minutes 22 seconds East 219.62 feet; thence North 55 degrees 47 minutes 22 seconds East 71.95 feet; thence North 25 degrees 52 minutes 22 seconds East 259.93 feet; thence North 19 degrees 45 minutes 22 seconds East 164.15 feet; thence North 24 degrees 25 minutes 22

seconds East 270.42 feet; thence North 47 degrees 41 minutes 22 seconds East 374.16 feet; thence North 21 degrees 02 minutes 22 seconds East 224.92 feet; thence North 18 degrees 09 minutes 16 seconds East 172.58 feet to the POINT OF BEGINNING, containing 15.75 acres, more or less, subject, however, to all legal highways, rights-of-way, easements and restrictions of record.

(c) How calculated: maximum. The supplemental charge established by this section shall in no instance exceed \$9.85 per month, subject to subsection (d) below, and shall be calculated using the following formula:

SC = \$9.85, or $A + B + C \div D \div E$, whichever is less;

Where:

SC = Supplemental charge
A = Imputed interest on funds advanced for purchase and repair of Fairwood's assets, for an amount not to exceed \$103,000
B = Amount of cash transaction to purchase assets of Fairwood Utilities, for an amount not to exceed \$30,444
C = Actual cost of design, inspection and construction costs of necessary repairs to the Fairwood sanitary sewer system
D = Number of properties in the Area which are connected with and using the wastewater works
E = 120 months (10 years)

(d) Notwithstanding subsection (c), the supplemental charge for Crestview Elementary School, located at 7601 East 56th Street, Indianapolis, shall be 4.5 times the supplemental charge set forth in subsection (c) due to the fact that the school uses approximately 4.5 times the amount of water as the typical home in the Area.

(e) Effective date and duration: The supplemental charge established by this section shall be effective as of the effective date of the acquisition of the assets of the private utility, Fairwood Utilities, Inc., by the department and shall continue thereafter for 120 months (10 years). On the effective date, the supplemental repair charge shall be \$9.85 and shall thereafter be subject to automatic downward adjustment under subsection (f).

(f) Automatic downward adjustment. The department shall automatically adjust downward the supplemental charge established by this section in the event that the value of factors "A", "B", and/or "C" in the formula set forth in subsection (c) is less than the amount indicated for that factor in subsection (c). This automatic downward adjustment shall apply proportionally to the charge established by subsection (d).

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 156, 1996. Having acted as Chairman in Councillor Schneider's absence, Councillor Shambaugh reported that the Administration and Finance Committee heard Proposal No. 156, 1996 on March 19, 1996. The proposal determines the necessity of the Sheriff's

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Department to lease office space at the Airport Technology Center, 7900 West Rockville Road. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Shambaugh moved, seconded by Councillor Short, for adoption. Proposal No. 156, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Dowden, Gray

1 ABSENT: Black

Proposal No. 156, 1996 was retitled SPECIAL RESOLUTION NO. 22, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1996

A SPECIAL RESOLUTION determining the need to lease office space at Airport Technology Center, 7900 W. Rockville Road, Indianapolis, IN 46242 for the Marion County Sheriff's Department.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Marion County Sheriff's Department is necessary.

SECTION 2. The property to be leased is at the Airport Technology Center, 7900 W. Rockville Road, Indianapolis, IN 46242, and is owned by The Union Central Life Insurance Co., an Ohio corporation.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Curry asked for consent to vote on Proposal Nos. 204 and 205, 1996 together. Consent was given.

PROPOSAL NO. 204, 1996. The proposal determines the necessity of the Indianapolis-Marion County Building Authority acquiring and renovating real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility. PROPOSAL NO. 205, 1996. The proposal determines the necessity of the Sheriff's Department investigating the purchase of real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 204 and 205, 1996 on March 19, 1996. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that Proposal No. 204, 1996 do pass as amended and that Proposal No. 205, 1996 do pass. Councillor Curry moved, seconded by Councillor McClamroch, for adoption.

Councillor Williams asked if these issues would be before the Council again before any final action was taken. Councillor Curry responded that these proposals were for approval to investigate and to begin negotiations. Further proposals for final action would be forthcoming. Councillor Williams voiced her support of these proposals and asked that neighborhood businesses be given input into exterior plans for this facility.

Councillor Gilmer asked if any financials were available at this time. Councillor Curry responded that no definite numbers had been established. Deputy Auditor William G. Lantz, III stated that this proposal would allow the Building Authority to proceed to gather the data to obtain accurate cost estimates.

Proposal No. 204, 1996, as amended, and Proposal No. 205, 1996 were adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 ABSENT: *Black*

Proposal No. 204, 1996, as amended, was retitled SPECIAL RESOLUTION NO. 23, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1996

A SPECIAL RESOLUTION declaring a necessity for the acquisition and renovation of real property and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility, and directing the Indianapolis-Marion County Building Authority to proceed immediately with the acquisition, renovation, and financing thereof.

WHEREAS, the Indianapolis-Marion County Building Authority ("Building Authority") was created under the provisions of IC 36-9-13-1 et seq. for the purpose of financing, acquiring, constructing, renovating, equipping, operating, and leasing buildings for public and governmental purposes to governmental units within Marion County; and

WHEREAS, the Marion County Sheriff needs to resolve the continuing problem of overcrowding of inmates in the Marion County Jail ("Jail") and the inevitability of the need for additional inmate space and capacity; and

WHEREAS, the real property and buildings located at 730 East Washington Street and 752 East Market Street have been identified as being suitable for renovation as a supplemental jail facility; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana ("Council") now determines that it is in the best interests of the taxpayers and residents of Marion County for the Building Authority to acquire, renovate, and finance the real property and buildings located at 730 East Washington Street and 752 East Market Street to provide additional inmate capacity and to lease such space to Marion County; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The Council hereby declares that a necessity exists for the investigation into the acquisition and renovation of the real property and buildings at 730 East Washington Street and 752 East Market Street to be used as additional inmate space to relieve the continuing problem of overcrowding of inmates at the Jail.

SECTION 2. The Council finds that the acquisition and renovation of such real property and buildings is a possible solution to providing additional inmate space and capacity, and is in the best interests of the taxpayers and residents of Marion County.

SECTION 3. The Council authorizes the Building Authority to proceed with the development of the plans and specifications for the renovation of such buildings as a supplemental jail facility, including related equipment, to determine the costs of such renovation and the financing thereof, and to propose the terms and conditions of a lease between the Building Authority and the County for occupancy of such facility.

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SECTION 4. The Council authorizes the Mayor of the City of Indianapolis as the chief executive for the County of Marion, the Auditor of the County of Marion, and the Marion County Sheriff to take all action and to execute such documents as are necessary and appropriate to cause the Building Authority to acquire, renovate, and finance such real property and buildings as a supplemental jail facility.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 205, 1996 was retitled SPECIAL RESOLUTION NO. 24, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1996

A SPECIAL RESOLUTION authorizing the investigation of the purchase of approximately four and two-tenths (4.2) acres of improved real property located at 730 East Washington Street and 752 East Market Street for use by the Marion County Sheriff's Department as a supplemental jail facility.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

SECTION 1. The Marion County Sheriff's Department desires to investigate the purchase of approximately four and two-tenths (4.2) acres of improved real property located at 730 East Washington Street and 752 East Market Street ("the Real Estate") for use as a supplemental jail facility.

SECTION 2. The Real Estate is owned by Service Supply Co., Inc., 603 East Washington Street, Indianapolis, Indiana.

SECTION 3. The City-County Council hereby authorizes the investigation of the purchase of the Real Estate from Service Supply Co., Inc. for a price no greater than the average of the two (2) appraisals required by IC 36-1-10.5-5 for use as a supplemental jail facility by the Marion County Sheriff's Department.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 216, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 216, 1996 on March 20, 1996. The proposal is an appropriation of \$645 for the Department of Public Safety, Division of Weights and Measures, to cover overage for the purchase of a vehicle financed by a transfer within the division's Consolidated County Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Coughenour, for adoption. Proposal No. 216, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

2 NOT VOTING: *Coonrod, Williams*

1 ABSENT: *Black*

Proposal No. 216, 1996 was retitled FISCAL ORDINANCE NO. 29, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Six Hundred Forty-five Dollars

(\$645) in the Consolidated County Fund for purposes of the Department of Public Safety, Division of Weights and Measures and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Division of Weights and Measures, to provide additional funds needed for the purchase of a vehicle.

SECTION 2. The sum of Six Hundred Forty-five Dollars (\$645) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>DIVISION OF WEIGHTS AND MEASURES</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlays	645
TOTAL INCREASE	645

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>DIVISION OF WEIGHTS AND MEASURES</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	645
TOTAL DECREASE	645

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 218, 1996. Councillor Gilmer reported that the Capital Asset Management and Public Works Committees heard Proposal No. 218, 1996 at a joint meeting on March 28, 1996. The proposal allows the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation. By a 13-0 vote, the Committees reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 218, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Schneider, SerVaas

1 ABSENT: Black

Proposal No. 218, 1996 was retitled GENERAL ORDINANCE NO. 51, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 1996

A GENERAL ORDINANCE amending Sections 671-22 and 671-152 of the Revised Code to enable the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 671-22 of the Revised Code of the Consolidated City and County is hereby amended by inserting the underlined language and deleting the stricken-through language as follows:

Sec. 671-22. Connection permits.

(a) *Permit required.* It shall be unlawful to cause or allow the repair, modification or connection of a building sewer to a public sewer or another building within the sanitary district without a valid sanitary sewer connection permit issued by the department. Permits will not be granted for connections to sewers not dedicated and accepted in accordance with section 671-161 of this chapter. This shall in no way limit the issuance of a building permit by the division of development services subject to the approval of a sanitary sewer connection permit application by the department of public works.

(b) *Minimum elevations for gravity connection.* A sanitary sewer connection permit will not be granted to homes or buildings where the lowest elevation to have gravity sanitary services is less than one (1) foot above the top of manhole casting elevation of either the first upstream or downstream manhole on the public sewer to which the connection is to be made. If the first upstream or downstream manhole is at a higher elevation due to the natural topography of the area, an alternate manhole will be selected for the purpose of determining this measurement.

(c) *Grease interceptors.* A grease interceptor meeting the requirements of the department of fire prevention and building services shall be installed in waste lines (building sewers) from establishments delineated in section 671-4(g). The design and location of the grease interceptor shall be submitted to the department for approval.

(d) *Permit fee.* A fee of ~~fifty dollars (\$50.00)~~ per connection to the sewer shall be charged for a sanitary sewer connection permit. The board of ~~public works~~ capital asset management shall establish the amount of such fee by regulation and may revise the amount of such fee but not more often than once each calendar year. The fee shall cover the costs of mandatory inspection by the department of the building sewer and its connection, and any reinspection that may be necessary because of remedial construction.

(e) *Modification of permit fee.* The board of ~~public works~~ capital asset management may modify the fee for connection permits under a public improvement resolution or in the exercise of the department's general powers and duties to construct city sewers.

(f) *Applications.* An application for such connection permit shall be made on a form prescribed by the director and may require the following information:

- (1) Name and address of the owner.
- (2) The name, address and telephone number of the contractor.
- (3) Address and, if necessary, the legal description of the premises where the work is to be done.
- (4) Plans for the building sewer and connections, which at a minimum must consist of drawings(s) of the building, the parcel boundaries, the connection detail, including grease interceptor connection detail where applicable, materials of construction and installation method.
- (5) Any other information as may be deemed reasonable and necessary by the director to carry out the provisions of this chapter.

(g) *Who may apply.*

(1) Application for a sewer connection permit shall only be made by the following:

- a. A plumbing contractor licensed by the state and registered in accordance with section 8-270 of the Indianapolis Code.
- b. A contractor (other than a plumbing contractor) who has met the surety bond and insurance requirements of the department of metropolitan development. Surety bond requirements are met if the building sewer contractor has filed and maintains with the city a surety bond, as set forth in section 8-168 of the Indianapolis Code. Insurance requirements are met if the contractor has secured and maintains a public liability and property damage insurance policy as set forth in section 8-169 of the Indianapolis Code.

(2) The department may deny permits to any applicant who is currently in violation of this chapter or any other applicable regulations.

- (3) Application by persons other than those listed above may be accepted at the discretion of the director.

(h) *Conformance with Indiana Fire Prevention and Building Safety Regulations.* All sewer work and other construction actually performed on or associated with the building drain, building sewer and the connection of the building sewer to the public sewer shall be in accordance with the rules and regulations of the Indiana Fire Prevention and Building Safety commission and standard specifications of the department of public works.

(i) *Expiration of permit.* The connection permit shall expire if work is not initiated within one hundred fifty (150) days from the date of issuance. The director may, however, for good cause, extend the duration of the permit for a reasonable period.

(j) *Provisions of chapter supplemental to other construction ordinances.* This chapter shall not be construed as contravening any ordinances of the city relating to construction within public streets, roads or rights-of-way but rather shall be supplemental thereto.

(k) *Enforcement of bond.* Any action may be initiated in a court of competent jurisdiction relative to the bond provided for in subsection (g)(1)b as follows:

- (1) The corporation count of the city may initiate proceedings to forfeit a bond:
 - a. As a penalty for repeated Code violations by a contractor, his agents or employees; or
 - b. To indemnify the city against any loss, damage or expense sustained by the city by reason of the conduct of the contractor, his agents or employees.
- (2) A person, partnership or corporation which holds a property interest in the real estate on which sewer work has occurred may bring an action against the bond for expenses necessary to correct code deficiencies therein after written notice of the code deficiency has been given to the contractor and after the contractor has been given a reasonable opportunity to correct performance. If such a person, partnership or corporation prevails in any action brought under this section, he may also be allowed by the court to recover as part of the judgment a sum equal to the aggregate amount of costs and expenses, including attorney's fees based on actual time expended as determined by the court to have been reasonably incurred by the plaintiff for or in connection with the commencement and prosecution of such action.

SECTION 2. Section 671-152 of the Revised Code of the Consolidated City and County is hereby amended by inserting the underlined language and deleting the stricken-through language as follows:

Sec. 671-152. Application procedures.

(a) Applications shall be submitted in accordance with procedures established by the department and revised from time to time. Design plans and specifications for the construction of sanitary sewers shall be developed by or under the direction of a professional engineer registered in accordance with IC 25-31-1 and shall have a title sheet which includes the professional engineer's seal and signature.

(b) An application fee of ~~five dollars (\$50.00)~~ shall be submitted to cover the cost of plan review. The board of capital asset management shall establish the amount of such fee by regulation and may revise the amount of such fee but not more often than once each calendar year.

(c) Applications for construction permits shall be submitted at least sixty (60) days in advance of the proposed start of construction, provided, however, that a shorter time period may be approved by the director.

(d) Applications shall include a certificate of sufficiency of plan filed by a professional engineer registered in accordance with IC 25-31-1.

(e) The director may, as a prerequisite to the issuance of a construction permit, require developers, wherever applicable, to send written notification to property owners whose properties abut the route of the proposed sewer.

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(f) Applications shall include any additional information deemed necessary by the director to carry out the provisions of this chapter.

SECTION 3. The fifty dollar (\$50.00) permit fee in Section 671-22(d) and the fifty dollar (\$50.00) application fee in Section 671-152(b) shall remain in effect until such time as the board of capital asset management has established fees by regulation.

SECTION 4. The express or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

Councillor Coughenour stated that in the joint meeting of the Capital Asset Management and Public Works Committees on March 28, 1996, two regulations were reviewed and that Proposal Nos. 300 and 301, 1996 were a result of discussions regarding these regulations. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 300, 1996. The proposal amends Regulation 96-01 of the Board of Capital Asset Management and stays the effective date of such regulation until June 13, 1996. PROPOSAL NO. 301, 1996. The proposal amends Regulation 96-02 of the Board of Capital Asset Management and stays the effective date of such regulation until June 13, 1996.

Assistant Corporation Counsel Jane Morrison explained that the Board of Capital Asset Management had approved these two regulations and were waiting on the Council's approval. The Committees chose to extend the period for 90 days to allow further input from the community.

Councillor Coughenour moved, seconded by Councillor Moores, for adoption. Proposal Nos. 300 and 301, 1996 were adopted by the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
2 NOT VOTING: *Gilmer, Schneider*
1 ABSENT: *Black*

Proposal No. 300, 1996 was retitled COUNCIL RESOLUTION NO. 40, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 1996

A COUNCIL RESOLUTION staying the effective date of and amending Board of Capital Asset Management Regulation 96-01.

WHEREAS, after a public hearing on March 13, 1996, the Board of Capital Asset Management adopted Regulation 96-01, establishing plan review and other fees for privately-developed stormwater or drainage facilities and land alteration activities; and

WHEREAS, on March 14, 1996, Regulation 96-01 was filed with the Clerk of the City-County Council; and

WHEREAS, pursuant to Section 271-31 of the Revised Code of the Consolidated City and County, Regulation 96-01 shall become effective thirty (30) days after the date of filing unless the Council prior thereto rejects the Regulation or stays the effective date; and

WHEREAS, pursuant to Section 271-31 of the Revised Code of the Consolidated City and County, the City-County Council may, during the thirty (30) day period, stay the effective date of Regulation 96-01 up to a maximum of ninety (90) days; and

WHEREAS, the City-County Council may, during the thirty (30) day period, amend Regulation 96-01; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The effective date of Board of Capital Asset Management Regulation 96-01 shall be June 13, 1996, unless the Council prior thereto rejects the Regulation by resolution.

SECTION 2. Board of Capital Asset Management Regulation 96-01 is hereby amended by inserting the underlined language and deleting the stricken-through language as follows:

BOARD OF CAPITAL ASSET MANAGEMENT
REGULATION 96-01

A Regulation adopted pursuant to Chapter 10.5, Article II, Division 8, Fees, Section 10.5-90 of the Code of Indianapolis and Marion County, Indiana, revoking a prior resolution and establishing plan review and other fees for privately-developed stormwater or drainage facilities and land alteration activities.

1. Resolution No. 2450-1980 adopted by the Board of Public Works on November 24, 1980, shall be revoked in its entirety upon the effective date of this Regulation.
2. Plan review and other fees for privately-developed stormwater or drainage facilities and land alteration activities shall be as follows:

<u>Description</u>		<u>Fee</u>
A. Platting of Residential Subdivision		
1. Preliminary plat review		\$250.00
2. Final plat review		\$250.00 (up to 10 lots; \$35.00 for each lot in excess of 10)
B. Permit Fees for Construction of Residential Structures		
1. New structure in approved subdivision		\$ 40.00
2. New structure in subdivision platted prior to 1980 or by metes and bounds		\$ 75.00
3. Addition to residential structure		\$ 30.00
C. Review Fees for Commercial and Subdivision Development		
1. Initial fee for plat and/or plan submittal with up to 3 hours of technical review		\$125.00
2. Hourly rate with private inspection (over 5 acres):		
a. Effective May July 1, 1996		\$ 90.00
b. Effective January 1, 1997		\$100.00
c. Effective January 1, 1998		\$115.00
3. Hourly rate without private inspection (under 5 acres):		

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- | | | |
|-----------------------|--|----------|
| a. | Effective May July 1, 1996 | \$110.00 |
| b. | Effective January 1, 1997 | \$120.00 |
| c. | Effective January 1, 1998 | \$135.00 |
| 4. | Hourly rate for accelerated review with private inspection (over 5 acres) | \$175.00 |
| D. Miscellaneous Fees | | |
| 1. | Initial fee for processing of encroachment and other petitions (up to 3 hours) | \$250.00 |
| 2. | Hourly fee for processing of encroachment and other petitions (over 3 hours): | |
| a. | Effective May July 1, 1996 | \$110.00 |
| b. | Effective January 1, 1997 | \$120.00 |
| c. | Effective January 1, 1998 | \$135.00 |
| 3. | Stormwater connection permit | \$ 75.00 |
| 4. | Copying charges: | |
| a. | Specifications/standards manual | \$ 35.00 |
| b. | Copy of ordinance | \$ 5.00 |
| c. | Contour maps/plan sheets | \$ 4.50 |

The foregoing was passed by the Board of Capital Asset Management on the 13th day of March, 1996.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 301, 1996 was retitled COUNCIL RESOLUTION NO. 41, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1996

A COUNCIL RESOLUTION staying the effective date of and amending Board of Capital Asset Management Regulation 96-02.

WHEREAS, after a public hearing on March 13, 1996, the Board of Capital Asset Management adopted Regulation 96-02, establishing plan review and other fees for privately-developed transportation systems; and

WHEREAS, on March 13, 1996, Corporation Counsel approved Regulation 96-02 as to legality; and

WHEREAS, on March 14, 1996, Regulation 96-02 was filed with the Clerk of the City-County Council; and

WHEREAS, pursuant to Section 28-323 of the Code of Indianapolis and Marion County, Indiana, Regulation 96-02 shall become effective thirty (30) days after the date of filing unless the Council prior thereto amends the Regulation or stays the effective date; and

WHEREAS, pursuant to Section 28-323 of the Code of Indianapolis and Marion County, Indiana, the City-County Council may, during the thirty (30) day period, stay the effective date of Regulation 96-02; and

WHEREAS, pursuant to Section 28-323 of the Code of Indianapolis and Marion County, Indiana, the Council may, during the thirty (30) day period, amend Regulation 96-02; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The effective date of Board of Capital Asset Management Regulation 96-02 shall be June 13, 1996, unless the Council prior thereto rejects the Regulation by resolution.

SECTION 2. Board of Capital Asset Management Regulation 96-02 is hereby amended by inserting the underlined language and deleting the stricken-through language as follows:

BOARD OF CAPITAL ASSET MANAGEMENT
REGULATION 96-02

A Regulation adopted pursuant to Chapter 28, Article VII, Section 28-323 of the Code of Indianapolis and Marion County, Indiana, establishing plan review and other fees for privately-developed transportation systems:

<u>Description</u>	<u>Fee</u>
1. Transportation Plan Review Fees for Commercial and Subdivision Development	
a. Initial fee for plat and/or plan submittal with up to 3 hours of technical review	\$125.00
b. Hourly rate (over 3 hours):	
i. Effective May July 1, 1996	\$110.00
ii. Effective January 1, 1997	\$120.00
iii. Effective January 1, 1998	\$135.00
2. Miscellaneous Fees	
a. Copying charges:	
i. Copy of ordinance	\$ 5.00
ii. Contour maps/plan sheets	\$ 4.50

The foregoing was passed by the Board of Capital Asset Management on the 13th day of March, 1996.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Coughenour asked that Proposal No. 279, 1996 be held for public hearing on April 29, 1996 at 7:00 p.m. Consent was given. Proposal No. 279, 1996 is identified as follows:

96-Z-4 (Amended) PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24.
2150 EAST NATIONAL AVENUE (approximate address), INDIANAPOLIS.
JOHN STACK, by Raymond Good, requests the REZONING of 1.75 acres, being in the D-4 District, to the C-S classification to provide for an office and recreational facility for an indoor golf driving range and soccer use as well as continued residential use of an existing structure.

The Council did not schedule Proposal Nos. 277, 278, 280-288, 1996 for hearing pursuant to IC 36-7-7-608. Proposal Nos. 277, 278, and 280-288, 1996 were retitled REZONING ORDINANCE NOS. 72-82, 1996, and are identified as follows:

REZONING ORDINANCE NO. 72, 1996. 95-Z-236
3202 POST ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
C.I.L., INC., by J. Murray Clark, requests the rezoning of 81.238 acres, being in the D-A(FF) District, to the I-2-S(FF) classification to provide for construction of an industrial development.

REZONING ORDINANCE NO. 73, 1996. 96-Z-17 (96-DP-1) Amended
7901 FRYE ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
PROJECTS PLUS, by Thomas Michael Quinn, requests a rezoning of 66.30 acres, being in the D-A District, to the D-P classification to provide for construction of a low density single-family residential development of 154 lots.

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REZONING ORDINANCE NO. 74, 1996. 96-Z-10 (Amended)

1133 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

HJW PARTNERS requests the rezoning of 0.65 acre, being in the I-3-U District, to the C-5 classification to provide for an automobile sales operation.

REZONING ORDINANCE NO. 75, 1996. 96-Z-12 (Amended)

2631 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

JAMES A. BRIGHTWELL, by Mitch Sever, requests the rezoning of 1.00 acre, being in the C-1 and D-4 Districts, to the C-S classification to provide for:

1. checking cashing or validation service;
2. parcel packing/mailling service (excluding industrial);
3. business and personal services, including: barber shop, beauty shop, dry cleaning or laundry pick-up station, locksmith, photofinishing, interior decorator, key duplicating, mail order store, laundromat, tanning salon, upholstery, veterinarian;
4. rental or leasing of: computers, furniture, costumes, office machines, light equipment rental, tool rental;
5. repair services, including: bicycles, clocks, watches, jewelry, dental instruments, musical instruments, shoes, cameras, computers, drafting instruments, optical goods, typewriters, air conditioning service, antique and furniture repair and restoration and refinishing, laboratory instruments, lawn mower repair, glass fabrication and installation;
6. retail-type uses, including: antique store, major and minor household appliances, bookstore, bait and tackle, floor covering store, furniture store, hardware store, hospital and sick room equipment, music store, paint and wallpaper store, pawn shop, second hand store, telephones, tobacco store, video store;
7. automotive uses, including: detail, upholstery and trim shop, glass replacement;
8. job printing;
9. all contractor's uses; and,
10. mini-warehouse uses.

REZONING ORDINANCE NO. 76, 1996. 96-Z-28

1326 EAST SUMNER AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20.

JOHN GEE, by Steve Hlatky, requests a rezoning of 1.9 acres, being in the D-5 District, to the SU-1 classification to provide for the construction of a 30 by 60 foot building for church use.

REZONING ORDINANCE NO. 77, 1996. 96-Z-30

1125 SOUTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

THE MOST REVEREND DANIEL M. BUECHLEIN, ARCHBISHOP OF THE ROMAN CATHOLIC ARCHDIOCESE OF INDIANAPOLIS, by James L. Tuohy, requests a rezoning of 0.75 acre, being in the C-4 District, to the SU-1 classification to provide for the conversion of an existing building for church use.

REZONING ORDINANCE NO. 78, 1996. 96-Z-32

1650 - 1712 NORTH COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18.

CROSSMAN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests a rezoning of 13.88 acres, being in the D-A (FF) District, to the D-5 (FF) classification to provide for residential development.

REZONING ORDINANCE NO. 79, 1996. 96-Z-33

3901 NORTH LESLEY AVENUE (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14.

LIGHT OF THE WORLD CHRISTIAN CHURCH, by Stephen D. Mears, requests a rezoning of 1.5 acres, being in the SU-1 and D-5 Districts, to the D-10 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 80, 1996. 96-Z-35

1155 EAST CAMERON STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

MOST REVEREND DANIEL M. BUECHLEIN, ARCHBISHOP, ROMAN CATHOLIC ARCHDIOCESE OF INDIANAPOLIS, by James L. Tuohy, requests a rezoning of 8 acres, being in the D-5 and C-2 Districts, to the SU-1 classification to provide for religious uses including the construction of a new church building and the renovation of an existing building for church/school related uses.

REZONING ORDINANCE NO. 81, 1996. 96-Z-36

2316 SOUTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 25 acres, being in the PK-1 District, to the SU-34 classification to conform zoning classification for camp ground use and to correct a map error in connection with petition 88-Z-131.

REZONING ORDINANCE NO. 82, 1996. 96-CP-3Z

2801 SOUTH HOLT ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17.

MAPLEHURST FARMS, INCORPORATED, by Christopher D. Long, requests the rezoning of 0.399 acre, being in the C-3 District, to the I-3-U classification to provide for an expansion of an existing dairy operations facility.

The Council did not schedule Proposal Nos. 290-299, 1996 for hearing pursuant to IC 36-7-7-608. Proposal Nos. 290-299, 1996 were retitled REZONING ORDINANCE NOS. 83-92, 1996, and are identified as follows:

REZONING ORDINANCE NO. 83, 1996. 96-Z-31

743 EAST NEW YORK STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

KELLER-WEBB ASSOCIATES, request the rezoning of 0.23 acres from I-3-U District to CBD-2 District to bring the current use, The Great Divide Tavern, into conformance with the zoning ordinance.

REZONING ORDINANCE NO. 84, 1996. 96-Z-26

2306 LAFAYETTE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16.

RUTH ANN SHERRELL, by Michael J. Kias, requests a rezoning of 0.905 acre, being in the C-4 District, to the C-5 classification to provide for commercial development including outdoor vehicle sales, display and repair services.

REZONING ORDINANCE NO. 85, 1996. 96-Z-34 (Amended)

5701 NORTH GEORGETOWN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9.

SHURGARD STORAGE CENTER, INC., by Brian J. Tuohy, requests a rezoning of 4.208 acres, being in the C-3 District, to the C-S classification to provide for the development of mini-warehouses with approximately 68,000 square feet of indoor storage area and with limited rental of small trucks and vans to be stored outdoors.

REZONING ORDINANCE NO. 86, 1996. 96-Z-38 (Amended)

1425 BARTH AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

HEALTH AND HOSPITAL CORPORATION OF MARION COUNTY, by Thomas Michael Quinn, requests therezoning of 0.268 acre, being in the D-5 District, to the C-1 classification to provide for an off-street parking area for an existing health care center.

REZONING ORDINANCE NO. 87, 1996. 96-Z-39

8516 MADISON AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20.

PAUL and CONCETTA GROVES, by Mary E. Solada, requests a rezoning of 2.66 acres, being in the D-A District, to the C-3 classification to provide for a commercial neighborhood retail use, including seasonal retail sales.

REZONING ORDINANCE NO. 88, 1996. 96-Z-40

2801 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.

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OLYMPIC CHEMICAL & SUPPLY COMPANY, INC., by Stephen A. Backer, requests a rezoning of 1.876 acres, being in the C-3 District, to the I-2-S classification to provide for the wholesale and retail sales of industrial cleaning equipment and supplies with an office, showroom, warehouse and distribution facility.

REZONING ORDINANCE NO. 89, 1996. 96-Z-48

3702 WEST MINNESOTA STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17.

CHARLES D. and MARIE K. FRAUHIGER, by Stephen D. Mears, request a rezoning of 7.43 acres, being in the I-4-U District, to the C-7 classification to provide for commercial development.

REZONING ORDINANCE NO. 90, 1996. 96-Z-52

234 and 236 WEST WISCONSIN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25.

CONCORD COMMUNITY DEVELOPMENT CORPORATION, by Zoe Urena Weiss, requests a rezoning of 0.34 acre, being in the D-5 District, to the D-8 classification to provide for the construction of seven attached two-family dwellings.

REZONING ORDINANCE NO. 91, 1996. 96-Z-53

909-971 WEST 30TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9.

DEPARTMENT OF METROPOLITAN DEVELOPMENT/ NEIGHBORHOOD AND DEVELOPMENT SERVICES DIVISION requests a rezoning of 0.86 acre, being in the C-3 District, to the D-5 classification to provide for the construction of single-family residences.

REZONING ORDINANCE NO. 92, 1996. 96-CP-5Z (Amended)

5155 BLUFF ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25.

MAJOR LAND SURVEYING, INC. requests a rezoning of 4.14 acres, being the D-2 (W-5) District, to the D-1(W-5) classification to provide for single-family residential development.

The President asked that Robert Elrod, General Counsel, and Councillors Coughenour and Borst try to avoid hearing both rezonings at the same Council meeting through negotiations with the remonstrators.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 221 and 223-226, 1996 on March 28, 1996. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

PROPOSAL NO. 221, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a traffic signal at Lafayette Road/High School Road/ 62nd Street (District 1). Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 221, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Black

Proposal No. 221, 1996 was retitled GENERAL ORDINANCE NO. 52, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Lafayette Rd, 62nd St	62nd St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Lafayette Rd, 62nd St, High School Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 223-225, 1996 together. Consent was given.

PROPOSAL NO. 223, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Park Avenue and 15th Street (District 22). PROPOSAL NO. 224, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at 13th Street and Farley Drive (District 18). PROPOSAL NO. 225, 1996. The proposal, sponsored by Councillor Massie, authorizes a multi-way stop at Lawrence Avenue and Otterbein Avenue (District 20). Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 223-225, 1996 were adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Schneider, Shambaugh

1 ABSENT: Black

Proposal No. 223, 1996 was retitled GENERAL ORDINANCE NO. 53, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 41	Park Av 15th St	Park Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 41	Park Av 15th St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 224, 1996 was retitled GENERAL ORDINANCE NO. 54, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	13th St, Farley Dr	Farley Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	13th St, Farley Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 225, 1996 was retitled GENERAL ORDINANCE NO. 55, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Lawrence Av, Otterbein Av	Lawrence Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Lawrence Av, Otterbein Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 226, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone on a segment of Talbot Street north of Vermont Street (District 16). Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 226, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *SerVaas*

1 ABSENT: *Black*

Proposal No. 226, 1996 was retitled GENERAL ORDINANCE NO. 56, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

Talbot Street, on the east side,
from a point 83 feet north of Vermont Street
to a point 127 feet north of Talbot Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor O'Dell invited Council members and the public to attend the Municipal Corporations Committee meeting scheduled for Thursday, April 11, 1996 at 5:00 p.m. in the Public Assembly Room, where an update on Market Square Arena will be given.

Councillor O'Dell also invited Council members to the kick-off press conference for the Indianapolis Scarborough Peace Games on Saturday, April 13, at 1:00 p.m.

Councillor Bradford stated that the Indianapolis Business Expo would be held at the Convention Center and RCA Dome April 9-11, 1996.

General Counsel Robert Elrod read the following announcements

This Council will hold a public hearing on Rezoning Petition No. 96-Z-4, Council Proposal No. 279, 1996, at its next regular meeting on April 29, 1996, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 1075 acres at 2150 East National Avenue from D-4 to C-S to provide for an office and recreational facility for an indoor golf driving range and soccer use as well as continued residential use of an existing structure.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

This Council will hold a public hearing on Rezoning Petition No. 96-Z-47, Council Proposal No. 289, 1996, at its next regular meeting on April 29, 1996, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 40.86 acres at 1721 W. Southport Road from D-A to D-P to provide for a 5-high family residential development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Jones and Gray in memory of John "Ritty" Jones; and
- (2) Councillor Shambaugh in memory of Frank A. Shackelford, III.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of John "Ritty" Jones and Frank A. Shackelford, III. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of April, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt Serwaas

President

Sullen Hart

Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 29, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:12 p.m. on Monday, April 29, 1996, with Councillor SerVaas presiding.

Councillor Curry led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Cockrum

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Black recognized his long-time former secretary, Juanita Talley. Councillor Talley also recognized Ms. Talley, who had raised him from the age of eight, with a public salute. Councillor Brents added recognition of Ms. Talley as her Eastern Star worthy matron.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 29, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

April 11, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COURT AND COMMERCIAL on Thursday, April 11, 1996, a copy of a NOTICE TO TAXPAYERS of Public Hearing on Proposal Nos. 208, 209, 210, 215, 217, 250, 251, 258, 259, 261, and 265, 1996, said hearing to be held on Monday, April 8, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

April 15, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the INDIANAPOLIS NEWS and the COURT & COMMERCIAL RECORD on Thursday, April 18, 1996, a copy of the following notices:

- (1) Notice of Public Hearing on Proposal Nos. 279 and 289, 1996, said hearing to be held on Monday, April 29, 1996, at 7:00 p.m. in the City-County Building; and
- (2) Legal Notice of General Ordinance No. 50, 1996.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

April 12, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 19, 1996: an appropriation of \$14,087 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund

FISCAL ORDINANCE NO. 20, 1996: an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account

April 29, 1996

FISCAL ORDINANCE NO. 21, 1996: an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account

FISCAL ORDINANCE NO. 23, 1996: an appropriation of \$2,000,000 for the Department of Public Safety, Fire Division, to construct a new fire station financed by revenues in the City Cumulative Capital Improvement Fund

FISCAL ORDINANCE NO. 24, 1996: an appropriation of \$13,900,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund

FISCAL ORDINANCE NO. 25, 1996: an appropriation of \$375,000 for the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program financed by a federal grant

FISCAL ORDINANCE NO. 26, 1996: an appropriation of \$207,200 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

FISCAL ORDINANCE NO. 27, 1996: an appropriation of \$525,521 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

FISCAL ORDINANCE NO. 28, 1996: an appropriation of \$514,304 for the Department of Public Safety, Police Division, to hire ten additional police officers financed by a federal grant

FISCAL ORDINANCE NO. 29, 1996: an appropriation of \$645 for the Department of Public Safety, Division of Weights and Measures, to cover overage for the purchase of a vehicle financed by a transfer within the division's Consolidated County Fund

GENERAL ORDINANCE NO. 50, 1996: establishes a supplemental sewer user rate for the area formerly served by Fairwood Utilities

GENERAL ORDINANCE NO. 51, 1996: allows the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation

GENERAL ORDINANCE NO. 52, 1996: authorizes a traffic signal at Lafayette Road/High School Road/62nd Street (District 1)

GENERAL ORDINANCE NO. 53, 1996: authorizes a multi-way stop at Park Avenue and 15th Street (District 22)

GENERAL ORDINANCE NO. 54, 1996: authorizes a multi-way stop at 13th Street and Farley Drive (District 18)

GENERAL ORDINANCE NO. 55, 1996: authorizes a multi-way stop at Lawrence Avenue and Otterbein Avenue (District 20)

GENERAL ORDINANCE NO. 56, 1996: authorizes a loading zone on a segment of Talbot Street north of Vermont Street (District 16)

SPECIAL RESOLUTION NO. 22, 1996: determines the necessity of the Sheriff's Department to lease office space at the Airport Technology Center, 7900 West Rockville Road

SPECIAL RESOLUTION NO. 23, 1996: determines the necessity of the Indianapolis-Marion County Building Authority acquiring and renovating real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

SPECIAL RESOLUTION NO. 24, 1996: determines the necessity of the Sheriff's Department investigating the purchase of real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of April 8, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 344, 1996. The proposal, introduced by Councillors Bradford and SerVaas, recognizes the math team of Park Tudor School. Councillor Bradford read the proposal and presented the team members, sponsor, and principal with a copy of the document and Council pins. Melanie Wood, team member, introduced representatives and thanked the Council for the honor. Councillor Bradford moved, seconded by Councillor O'Dell, for adoption. Proposal No. 344, 1996 was adopted by a unanimous voice vote.

Proposal No. 344, 1996 was retitled SPECIAL RESOLUTION NO. 25, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1996

A SPECIAL RESOLUTION recognizing the math team of Park Tudor School.

WHEREAS, on February 15, 1996, thousands of students throughout the United States participated in the 47th annual American Mathematics Competition sponsored by several national math related societies and professional organizations; and

WHEREAS, students compete as individuals and as teams, with the three highest ranking students from a school being considered that school's team; and

WHEREAS, this year the Indiana state team championship was won by Park Tudor School students Melanie Wood, Chris Mihelich and Torrey Bievenour; and

WHEREAS, in addition, Melanie Wood Placed second highest individually among the 18,100 Indiana students who took the examination; and

WHEREAS, Wood and Mihelich also passed the second level of math competition, and on May 2nd will compete in the third level--the United States of America Mathematics Olympiad; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the mathematics competition state champions from Park Tudor School: Melanie Wood, Chris Mihelich and Torrey Bievenour, along with Park Tudor mathematics department Chair and Team Manager Joanne Black.

SECTION 2. The Council wishes students Wood and Mihelich the best of success as they represent Indianapolis and Indiana in the May 2nd Olympiad.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

April 29, 1996

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 345, 1996. The proposal, sponsored by Councillors Hinkle, Brents, Cockrum, Golc, and Shambaugh, recognizes the Ben Davis High School boys State Champion basketball team. Councillor Hinkle read the proposal and presented a copy of the document and Council pins to team members, sponsors, and cheerleaders. Councillors Golc, Shambaugh, and Brents offered their congratulations, as well. Dr. Duane Fleener, Acting Superintendent; Dr. Terry Thompson, new Wayne Township School District Superintendent; and Coach Steve Whitaker thanked the Council on behalf of the team, coaches, and sponsors. Councillor Hinkle recognized team member Jeff Poisel, whose last-second three-point shot helped to win the game. Councillor Hinkle moved, seconded by Councillor Golc, for adoption. Proposal No. 345, 1996 was adopted by a unanimous voice vote.

Proposal No. 345, 1996 was retitled SPECIAL RESOLUTION NO. 26, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1996

A SPECIAL RESOLUTION recognizing the Ben Davis High School boys State Champion basketball team.

WHEREAS, the 1995-96 Ben Davis High School Giants boys basketball team was ranked as "good," but not necessarily "great" during the season; and

WHEREAS, during the stages of the Indiana High School Athletic Association's 86th annual basketball tournament, this unranked, underdog, well-balanced team simply kept winning games; and

WHEREAS, through experienced coaching, heart, determination and a very special effort, on Saturday night, March 23, 1996, the Ben Davis Giants won the State Championship Game and became the first non-ranked team to cut the nets in 19 years; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the State Champion Ben Davis High School boys basketball team who believed in themselves, rather than in the sports polls.

SECTION 2. In an unbelievable dead-on three-point basket by senior Jeff Poisel at the ending buzzer of the game's second overtime period, the Giants captured their second state crown in two years.

SECTION 3. The Council specifically recognizes team members Chet Washington, Derin Graham, Matt Clark, Pat Church, Don Carlisle, Keith Patterson, Jelani Williams, Yon Price, Virgil Akers, Jeff Poisel, Roy Frye and Antoine Carpenter; Head Coach Steve Witty; Assistant Coaches Terry Strahm, Dave Patz, Jim Peacock, Eric Rauch, Kendall Price and Mike Smith; Athletic Director Bob Britt; Assistant Athletic Director Priss Dillow; Trainer Mark Lahr; Assistant Trainer Heather Dorfner; Strength Coach Kevin Vanderbush; Video Kevin Buerge; Team Doctor Dr. John McCarroll; Student Trainers Anji Douglas and Heather Rains; Managers Richard Barclay, Lee Coronado, Tina Guzenda, Laura Harris, Keisha Johnson, Jeremy Lee and Melissa Poe; Varsity Cheerleaders Amanda Banks, Shannon Bell, Katie Caldwell, Amanda Cory, Jennifer Emerton, Patrice Graham, Renee Inabnit, Erica Ings, Brandi Jones, Jamika Jones, Melissa Lawrence and Wendy Wolfred; Cheerleader Sponsors Crystal Murff, Cindy Cottrell and Dee Hilligoss; Principal Dr. James Mifflin; and Superintendent Dr. Duane Fleener.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 346, 1996. The proposal, sponsored by Councillors Bradford, Dowden, McClamroch, Schneider, and Talley, congratulates the Indianapolis Police Department, North District, for winning the "Webber Seavey Award." Councillor Bradford read the proposal and presented representatives with a copy of the document and Council pins. Captain James Campbell introduced members of the team and thanked the Council for the recognition. Michael Beaver, Director of Public Safety, also thanked the Council for their approval of monies and support for such projects. Councillor Bradford moved, seconded by Councillor Schneider, for adoption. Proposal No. 346, 1996 was adopted by a unanimous voice vote.

Proposal No. 346, 1996 was retitled SPECIAL RESOLUTION NO. 27, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1996

A SPECIAL RESOLUTION congratulating the Indianapolis Police Department, North District, for winning the "Webber Seavey Award."

WHEREAS, the "Webber Seavey Award" is a competition which recognizes quality performance by law enforcement agencies around the world, and the Indianapolis Police Department's North District initiative was selected the winner out of 160 entrants; and

WHEREAS, the award recognized IPD for its Community Policing in the Parkview Place Apartments, a federally subsidized development with a history of open criminal activity and a high level of violence; and

WHEREAS, through this Community Policing plan, IPD greatly reduced the level of violence and drug trafficking in the development by maintaining a high level of visibility in the area, and by using special IPD units that focused on narcotics enforcement as well as other crime enforcement techniques; and

WHEREAS, IPD's North District not only made Parkview Place Apartments safer for the community and for its residents, it also regularly met with the Parkview Residents Association and the apartment management to help create special programs for the complex such as crime watch, resident screening and evictions, and a breakfast program; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Indianapolis Police Department, North District's award-winning law enforcement team: North District Deputy Chief Patricia Holman; Captains James Campbell, John Bent and Gary Rothenbush; Lieutenants Leslie White and Sheryl Turk; Sergeants John Conley, Harold Sherfield and David Dinkins; Officers James Quigley, Leon Benjamin, Donald Randall, Riki Good; Civilians Marnie Bader and Jean Ritsema; Marion County Deputy Prosecutor Jan Lesniak; and Public Safety Director Michael Beaver.

SECTION 2. The Council also recognizes Parkview management Dave Oyer, Randy Dickman and Marilyn Eldridge; and the desire of the Parkview Residents Association members who have stepped forward to help improve that part of Indianapolis which they call "home."

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 347, 1996. The proposal, sponsored by Councillors Boyd, SerVaas, Borst, Coughenour, Curry, Dowden, Gilmer, Golc, Hinkle, Jones, Moriarty Adams, O'Dell, Schneider, and Williams, remembers the life of Councillor Harold E. Hawkins. Councillor Boyd read the

April 29, 1996

proposal and moved for adoption. Councillor O'Dell seconded, and Proposal No. 347, 1996 was adopted by a unanimous voice vote.

The President expressed his sympathy to Mr. Hawkin's family and stated that "Hawk" would be sorely missed.

Proposal No. 347, 1996 was retitled SPECIAL RESOLUTION NO. 28, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1996

A SPECIAL RESOLUTION remembering the life of Councillor Harold E. Hawkins.

WHEREAS, Harold E. Hawkins served his constituents and the city well on the Indianapolis City-County Council for twenty years from 1972 through 1991; and

WHEREAS, "Hawk" was a graduate of A & I Tennessee State College, was a World War II veteran, had sold insurance, worked in state government and at Indiana National Bank during his career; and

WHEREAS, he was extraordinarily generous with his time and talents to his community and to the Democrat Party, having served on the Boards of Community Action Against Poverty, the Opportunities Industrialization Center and as a precinct and ward leader; and

WHEREAS, on the City-County Council Mr. Hawkins served as a valued member of several committees including the powerful Public Safety and Criminal Justice Committee, and was known for his even temperament, insightful questions and gentlemanly manners; and

WHEREAS, Mr. Hawkins passed from this earthly life at the age of 84 on April 14, 1996; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council records with sadness the passing of one of its former colleagues, Harold E. Hawkins.

SECTION 2. His community commitment, integrity and soft-spoken but effective manners will long be remembered as a model for those to come.

SECTION 3. May the Good Lord grant to our friend "Hawk" His everlasting peace, comfort and joy.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 348, 1996. The proposal, sponsored by Councillors Moriarty Adams and Dowden, recognizes Liam O'Riain, Director, 17th Golden Pages Dublin, Ireland, Marathon. Councillor Moriarty Adams stated that Mr. O'Riain was not able to be present due to his flight schedule and asked for consent to read the proposal in his absence. Consent was given. Councillor Moriarty Adams read the proposal and moved for its adoption. Councillor Dowden seconded, and Proposal No. 348, 1996 was adopted by a unanimous voice vote.

Proposal No. 348, 1996 was retitled SPECIAL RESOLUTION NO. 29, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 1996

A SPECIAL RESOLUTION recognizing Liam O'Riain, Director, 17th Golden Pages, Dublin, Ireland, Marathon.

WHEREAS, Liam O'Riain is the Director of the 17th Annual Golden Pages, Dublin, Ireland, Marathon race; and

WHEREAS, Mr. O'Riain is also a member of the Irish national marathon team, and has been active for many years as both an outstanding athlete and in leadership positions in amateur running in his native Ireland; and

WHEREAS, he is visiting Indianapolis to show support for the Indianapolis Life 500 Festival Mini-Marathon, the largest half-marathon race in the United States; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council is proud of this city's annual Indianapolis Life 500 Festival Mini-Marathon race, and welcomes Liam O'Riain from the Dublin, Ireland, marathon who is visiting this year's Indianapolis race.

SECTION 2. The Council, in behalf of the people of Indianapolis, hopes that Mr. O'Riain's stay in Indianapolis is very informative and productive, and wishes his own marathon race the best of success this year.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Franklin asked for permission to address the Council. Consent was given. Councillor Franklin introduced the new Director of the Indianapolis Public Housing Authority, Edward Jagnandan. He stated that Mr. Jagnandan would be presenting status and plans for the board at the Metropolitan Development Committee meeting on May 13, 1996 at 5:00 p.m. Mr. Jagnandan thanked Councillor Franklin for the introduction and expressed his eagerness to work with members of the Council in the coming year.

PROPOSAL NO. 229, 1996. The proposal, sponsored by Councillor McClamroch, appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board. Councillor McClamroch moved to postpone Proposal No. 229, 1996 due to re-structuring taking place within the Community Centers of Indianapolis Board. Councillor Franklin seconded, and Proposal No. 229, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 230, 1996. The proposal, sponsored by Councillor McClamroch, reappoints Chester Carpenter to the Public Housing Board. Councillor McClamroch read the proposal and moved for its adoption. Councillor Hinkle seconded, and Proposal No. 230, 1996 was adopted by a unanimous voice vote.

Proposal No. 230, 1996 was retitled COUNCIL RESOLUTION NO. 42, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1996

A COUNCIL RESOLUTION reappointing Chester Carpenter to the Public Housing Board.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Public Housing Board, the Council appoints:

Chester Carpenter

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 254, 1996. The proposal, sponsored by Councillors O'Dell and Smith appoints Mark Howell to the Indianapolis-Marion County Public Library Board. Councillor McClamroch read the proposal and moved for its adoption. Councillor O'Dell seconded, and Proposal No. 254, 1996 was adopted by a unanimous voice vote.

Proposal No. 254, 1996 was retitled COUNCIL RESOLUTION NO. 43, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1996

A COUNCIL RESOLUTION appointing Mark Howell to the Indianapolis-Marion County Public Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Public Library Board, the Council appoints:

Mark Howell

SECTION 2. The appointment made by this resolution is for a term ending April 6, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 308, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes administrative process for adjudication of parking tickets"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 309, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 310, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of

\$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 311, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts minor amendments to the Commercial and Special Districts Zoning Ordinances referencing the Thoroughfare Plan for Marion County (96-AO-1)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 312, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 313, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 314, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves amendments to pension plan for Marion County Sheriff's merit deputies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 315, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code pertaining to the Enhanced Access Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 316, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 317, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 318, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$587,650 for the County Sheriff to pay for a \$2 per diem increase and the additional 60 inmates at Riverside financed by revenues from the County General Fund, Jail Reserve Account"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 319, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$34,661 for the Marion

County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 320, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 321, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$180,000 for the County Auditor to pay the expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information financed by revenues in the Enhanced Access Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 322, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 323, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 324, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Robert S. Daly, M.D. to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 325, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 326, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a Board of Asset Management and Public Works and abolishes the Board of Capital Asset Management and Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 327, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which provides for voter's referendums to authorize applications (1) to conduct pari-mutuel wagering on horse races at race tracks and (2) to operate satellite facilities for off-track pari-mutuel wagering on horse races"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 328, 1996. Introduced by Councillors Coonrod, Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which abolishes Marion County Board of Tax Adjustment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 329, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a Cable Franchise Fees Fund as a non-reverting county fund"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 330, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 331, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 332, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Westpoint Business Park (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 333, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes stop signs at Georgetown Road and 57th Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 334, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 335, 1996. Introduced by Councillors O'Dell, Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 336, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Blackford Street and Vermont Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 337, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at New Jersey Street and 24th Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 338, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 339, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Alabama Street and 24th Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 340, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Alabama Street and 23rd Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 341, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 342, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Emerson Avenue at University Avenue (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 343, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

Councillor Curry asked for consent to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal Nos. 309 and 310, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on May 20, 1996. He explained that the time frame of these proposals required a hearing on May 20th. Consent was given.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 304, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 304, 1996 on April 18, 1996. The proposal amends S.R. No. 81, 1995, by extending the expiration date for Brulin & Company, Inc. through August 31, 1996 at 2920 Dr. Andrew J. Brown Avenue (District 22). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 304, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Brents

1 ABSENT: Cockrum

Proposal No. 304, 1996 was retitled SPECIAL RESOLUTION NO. 30, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 81, 1995, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 81, 1995, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Brulin & Company, Inc. (the "Company") which Inducement Resolution set an expiration date of April 30, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1996, contained therein and replacing said date with the date of August 31, 1996.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 305, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 305, 1996 on April 18, 1996. The proposal is an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6). By an 8-0 vote, the Committee reported the proposal to the Council for action without recommendation. Councillor Borst explained that the petitioner had been asked to meet with the neighborhood groups and send the Committee more information before the full Council meeting. He stated that not much is known about the petitioner and therefore reported the proposal to the Council without recommendation.

Councillor Black moved, seconded by Councillor Bradford, to table Proposal No. 305, 1996 until the petitioner had met with the neighborhood associations.

Councillor Franklin asked if a neighborhood meeting had already taken place. Councillor Black stated that a meeting with the neighborhood associations was called, but that only a two-day notice had been given and most of the neighborhood associations were not represented at that meeting. Councillor Williams stated that she had raised the issue of the neighborhood associations' involvement with this project due to a call from a constituent.

Councillor Borst stated that he had spoken with David Bruno, representative of Oakland Civic Charities Foundation (OCCF) from Akron, Ohio, earlier in the evening and that he was under the impression that the neighborhood meetings had occurred. Mr. Bruno stated that following the Committee meeting, the petitioner, OCCF, had put together a proposal and letter the day following the Committee meeting, and an audited report was forthcoming within the week to Chairman Borst. He added that only eight people had attended the meeting and gave a brief history of the OCCF. He said that OCCF was willing to hold another neighborhood meeting and forward the information requested to the Committee before further action is taken.

Councillor Borst asked if Councillor Black felt there would be better attendance if another neighborhood meeting was scheduled. Councillor Black stated that he would work with the petitioner to insure that the neighborhood associations were represented at the next meeting.

The President asked for consent to return Proposal No. 305, 1996 to Committee to be heard at the May 16th Committee meeting pending further information and another neighborhood meeting. Consent was given.

PROPOSAL NO. 306, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 306, 1996 on April 18, 1996. The proposal is an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 & 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor McClamroch asked if the developer would pay real estate and personal property taxes on both this proposal and on Proposal No. 305, 1996. Councillor Borst answered that payment in lieu of taxes would be made as OCCF was a not-for-profit organization.

Councillor Short asked why this proposal had been passed and the previous one had not, since the two proposals dealt with the same developer. Councillor Borst explained that Proposal No. 305, 1996 involved a neighborhood concern and the neighborhoods had not been given a chance for input.

Councillor Short stated that it seemed unusual to hold up one proposal because the developer's financial information had not been made available, but to pass another one dealing with the same developer. Councillor Franklin stated that the petitioner's financial stability was not really in question in order to renovate these units, and that they should be supported in this endeavor pending neighborhood input.

Councillor Short moved, seconded by Councillor Gray, to return Proposal No. 306, 1996 to the Committee along with Proposal No. 305, 1996. The motion failed on the following roll call vote; viz:

12 YEAS: Boyd, Bradford, Brents, Gray, Jones, Moores, Moriarty Adams, O'Dell, Short, Smith, Talley, Williams

16 NAYS: Black, Borst, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Massie, McClamroch, Schneider, SerVaas, Shambaugh, Tilford

1 ABSENT: Cockrum

Councillor Franklin moved, seconded by Councillor Borst, for adoption. Proposal No. 306, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford

4 NAYS: Gray, Short, Talley, Williams

1 ABSENT: Cockrum

Proposal No. 306, 1996 was retitled SPECIAL RESOLUTION NO. 31, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Oakland Civic Charities Foundation, a Michigan not-for-profit corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities, commonly referred to as the Eagle's Terrace Apartments Project, consist of the acquisition, renovation and equipping of the existing three hundred twenty-four (324) unit multi-family residential facility located in the 5600 to 5900 blocks of West 38th Street, Indianapolis, Indiana on approximately 13 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (two (2) jobs) plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of

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industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Eight Million Two Hundred Seventy Thousand Dollars (\$8,270,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 307, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 307, 1996 on April 18, 1996. The proposal authorizes the replacement of Bankers Trust Company as co-trustee with Dai-Ichi Kangyo Trust Company of New York as replacement co-trustee (District 25). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 307, 1996 was adopted on the following roll call vote; viz:

25 YEAS: *Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*

0 NAYS:

3 NOT VOTING: *Moore, Short, Williams*

1 ABSENT: *Cockrum*

Proposal No. 307, 1996 was retitled SPECIAL RESOLUTION NO. 32, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis (the "Issuer") issued \$1,400,000 aggregate principal amount of pollution control revenue bonds (General Motors Corporation Project), Series 1984 pursuant to a Trust Indenture dated as of April 1, 1984 by and among Bankers Trust Company (the "Resigning Trustee"), the Issuer and NBD Bank, N.A. (the "Co-Trustee"), formerly The Indiana National Bank, as co-trustee (the "Indenture");

WHEREAS, in accordance with the Indenture, the Resigning Trustee has tendered its notice of resignation; and

WHEREAS, Dai-Ichi Kangyo Trust Company of New York has agreed to assume the responsibilities of successor Co-Trustee under the Indenture; now, therefore,

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. RESOLVED, that the Issuer appoint Dai-Ichi Kangyo Trust Company of New York (the "Successor Trustee") as successor Co-Trustee, Paying Agent, Bond Registrar and Tender Agent under the Trust Indenture dated as of April 1, 1984 (the "Indenture") by and among the Issuer, the Resigning Trustee and the Co-Trustee, pursuant to which the Issuer issued \$1,400,000 aggregate principal amount of the Issuer's Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984; and that the Issuer accept the resignation of the Resigning Trustee as Trustee, Paying Agent, Bond Registrar and Tender Agent under the Indenture, such resignation to be effective upon the execution and delivery by the Successor Trustee to the Issuer of an instrument or instruments accepting such appointment as Successor Trustee, Paying Agent, Bond Registrar and Tender Agent under the Indenture; and it is

SECTION 2. FURTHER RESOLVED, that the Mayor and/or the Clerk and each of them are hereby authorized to execute and deliver in the name and on behalf of the Issuer an instrument or instruments appointing the Successor Trustee as the Successor Trustee, Paying Agent, Bond Registrar and Tender Agent, and accepting the resignation of the Resigning Trustee as the Trustee, Paying Agent, Bond Registrar and Tender Agent; and it is

SECTION 3. FURTHER RESOLVED, that the proper officers of the Issuer are hereby authorized to do or cause to be done all such acts or things, and to execute and deliver, or cause to be delivered, any and all such other agreements, amendments, instruments, certificates, documents or papers (including, without limitation, any and all notices and certificates required or permitted to be given or made on behalf of the Issuer to the Successor Trustee or to the Resigning Trustee), under the terms of any of the executed instruments in connection with the resignation of the Resigning Trustee, and the appointment of the Successor Trustee, in the name and on behalf of the Issuer as any of such officers, in his/her discretion, may deem necessary or advisable to effectuate or carry out the purposes and intent of the foregoing resolutions; and to exercise any of the Issuer's obligations under the instruments and agreements executed on behalf of the Issuer in connection with the resignation of the Resigning Trustee and the appointment of the Successor Trustee.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst asked for consent to advance Proposal Nos. 302 and 303, 1996 on the agenda. Consent was given.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 302, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 302, 1996 on April 18, 1996. The proposal authorizes the issuance of \$1,800,000 City of Indianapolis Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) to finance the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. and use in its orthopedic, prosthetic, and surgical appliance manufacturing business (District 17). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst moved, seconded by Councillor Shambaugh, to amend Proposal No. 302, 1996 in the second "Whereas" paragraph on page 2 to read as follows:

"WHEREAS, on May 15, 1996, a representative of the City will conduct a public hearing on this financing pursuant to Section 24 of the Act and to Section 147(f) of the Internal Revenue Code of 1986, as amended, and will advise the Issuer of the results of such hearing; and"

He explained that the amendment was due to an error in advertising. Proposal No. 302, 1996 was amended by a unanimous voice vote.

The President called for public testimony at 8:38 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 302, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Massie

1 ABSENT: Cockrum

Proposal No. 302, 1996 was retitled SPECIAL ORDINANCE NO. 5, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$1,800,000 City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of U.S., LLC (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition, construction and equipping of approximately a 44,460 square foot building on a seven acre parcel of land at the northwest corner of Belmont and Turner leased to EHOB, Inc. for use in the latter's surgical appliance manufacturing business; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, construction, installation and equipping of the Project by issuing its \$1,800,000 City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on April 17, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, on May 15, 1996, a representative of the City will conduct a public hearing on this financing pursuant to Section 24 of the Act and to Section 147(f) of the Internal Revenue Code of 1986, as amended, and will advise the Issuer of the results of such hearing; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of May 1, 1996 by and between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement") dated as of May 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, the Preliminary Private Placement Memorandum, the Placement Agreement between the Company and Bank One Columbus, N.A. (the "Placement Agent"), the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana

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Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed One Million Eight Hundred Thousand Dollars (\$1,800,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Private Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Private Placement Memorandum is hereby authorized to certify to the Placement Agent that the information in the Preliminary Private Placement Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Private Placement Memorandum.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Indenture and the Indenture. The use of a Final Private Placement Memorandum substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 303, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 303, 1996 on April 18, 1996. The proposal authorizes the issuance of the \$8,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project) to finance the acquisition and rehabilitation of the existing 354 unit multi-family residential facility located at 6875 Faris

Avenue (District 11). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst moved, seconded by Councillor Gilmer, to amend Proposal No. 303, 1996 to insert a new "Whereas" paragraph at the bottom of the first page and a new Section 7 and renumber Section 7 as Section 8. Proposal No. 303, 1996 was amended by a unanimous voice vote.

The President called for public testimony at 8:40 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 303, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Short

1 ABSENT: Cockrum

Proposal No. 303, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 6, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project), in the aggregate principal amount not to exceed Eight Million Dollars (\$8,000,000) (the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a trustee; and

WHEREAS, a representative of Faris Avenue Limited Partnership (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to finance the costs of (i) the acquisition, renovation and equipping of the existing 354-unit multi-family residential facility located at 6875 Faris Avenue, Indianapolis, Indiana on approximately 22.11 acres of land and (ii) the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project and that the Project satisfies the requirements for the allocation of a housing credit dollar amount under the Indiana Housing Finance Authority's qualified allocation plan; and

April 29, 1996

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, installation and equipping of the Project by issuing its City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project), in the aggregate principal amount not to exceed Eight Million Dollars (\$8,000,000) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on April 17, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the City-County Council has at this meeting conducted a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1996, as amended; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of May 1, 1996 between the Issuer and Norwest Bank Indiana, N.A. or other trustee selected by the Company (the "Trustee"), as trustee and to loan the proceeds of the Bonds to the Company pursuant to a Loan Agreement, Mortgage, Security Agreement and Financing Statement, dated as of May 1, 1996 between the Issuer and the Company (the "Loan Agreement") for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Indenture and the Loan Agreement provide for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the Indenture; the Loan Agreement; the form of the Bonds; and the Land Use Restriction Agreement, dated as of May 1, 1996 among the Issuer, the Company and the Trustee (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the not proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total principal amount not to exceed \$8,000,000 and maturing no later than November 1, 2026. Said Bonds are to be issued for the purpose of procuring funds to pay the costs of the acquisition, construction and equipping of the Project as more particularly set out in the Indenture and Loan Agreement, incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest from the note payments made by the Company under the Loan Agreement or as otherwise provided in the above described Indenture. The Bonds shall be issued in fully registered form in the denominations of \$100,000 and \$5,000 increments in excess thereof and shall be redeemable as provided in Article V of the Indenture. Payments of principal and interest are payable in lawful money of the United States of America by check or draft mailed or

delivered to the registered owners as provided in the Indenture. The Bonds shall never constitute a general obligation of, an indebtedness of, or a charge against the general credit of the City of Indianapolis, Indiana, nor are the Bonds payable in any manner from revenues raised by taxation.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the original purchasers thereof at a price not less than ninety-eight percent (98%) of the aggregate principal amount thereof, plus accrued interest, if any, and the underwriter of the Bonds shall also receive a commission in an amount not to exceed 1% of the principal amount of the Bonds. The Bonds shall bear interest at a rate not to exceed nine percent (9.00%) per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary to desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the original purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. The City of Indianapolis hereby finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the City of Indianapolis has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the City of Indianapolis as to the feasibility or viability of the Project. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 349-359, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 25, 1996." The Clerk did not schedule Proposal Nos. 349-359, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 349-359, 1996 were retitled REZONING ORDINANCE NOS. 94-104, 1996, and are identified as follows:

REZONING ORDINANCE NO. 94, 1996. 96-Z-20
7824 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19.
VERNON and LUREVE BOWLING, by Mitch Sever, request a rezoning of 1.00 acre, being in the D-3 District, to the C-5 classification to provide for commercial development

REZONING ORDINANCE NO. 95, 1996. 96-Z-25 (Amended)
1501 FOX HILL DRIVE a/k/a 5975 GRANDVIEW DRIVE (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2.
SEXTON DEVELOPMENT, LLC, by James B. Burroughs, requests a rezoning of 43 acres, being in the SU-1 District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 96, 1996. 96-Z-29

4411-4565 GUION ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICTS # 2 and # 9.

S & S ASSOCIATES, INC., by James E. Hughes, requests a rezoning of 13.71 acres, being in the D-A District, to the D-3 classification to provide for the construction of single-family residential development.

REZONING ORDINANCE NO. 97, 1996. 96-Z-44

1850 WEST 15TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.

PEPPER CONSTRUCTION COMPANY OF INDIANA, LLC, by Joseph D. Calderon, requests a rezoning of 1.134 acres, being in the C-5 District, to the I-2-U classification to provide for light industrial uses including an office and warehouse for a construction company within a portion of an existing building.

REZONING ORDINANCE NO. 98, 1996. 96-Z-55

416 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13.

LESTER J. and NELL M. BERNITT, by Mitch Sever, requests a rezoning of 3.59 acres, being in the D-A District, to the SU-34 classification to provide for the construction of a meeting hall for American Legion Post 465.

REZONING ORDINANCE NO. 99, 1996. 96-Z-57

7515 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18.

TYLER VanMIEGHEM requests a rezoning of 1.486 acres, being in the D-5 District, to the C-4 classification to provide for commercial uses including a fast food restaurant with a drive-through.

REZONING ORDINANCE NO. 100, 1996. 96-Z-58

3615 SOUTH RURAL STREET a/k/a 3399 EAST NATIONAL AVENUE or 3399 GRIFFIN STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24.

CHURCH OF ACTS requests a rezoning of 30.4 acres, being in the D-3 and D-A Districts, to the SU-1 classification to provide for the construction of a church use including the construction of a church, fellowship hall, day care, seminary dormitory and other uses.

REZONING ORDINANCE NO. 101, 1996. 96-Z-60

4615 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2.

WESTEL-INDIANAPOLIS COMPANY d/b/a CELLULAR ONE, by James A.L. Buddenbaum, requests a rezoning of 0.036 acre, being in the SU-2 District, to the SU-35 classification to provide for the placement of a 100 foot tall monopole cellular communications antenna and the construction of a automated communications and accessory equipment building.

REZONING ORDINANCE NO. 102, 1996. 96-Z-61

1260 SOUTH SENATE AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25.

CHRISTINE E. COMBS, by J. Peter Miller, requests a rezoning of 0.11 acre, being in the D-5 District, to the I-3-U classification to provide for industrial uses including the wholesale, assembly, sales, and storage of gift baskets with accessory office use within an existing building.

REZONING ORDINANCE NO. 103, 1996. 96-Z-63

2917 WEST 16TH STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16.

G & G LAUNDRY CONNECTION requests a rezoning of 0.5 acre, being in the D-5 District, to the C-3 classification to conform zoning classification to the existing laundry facility use and retail commercial use.

REZONING ORDINANCE NO. 104, 1996. 96-Z-64

2840 SOUTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19.

DUGAN REALTY, LLC c/o DUKE REALTY, LP, by Philip A. Nicely, requests a rezoning of 8.068 acres, being in the D-A(FF)(FW) District, to the I-3-S(FF)(FW) classification to provide for industrial development.

PROPOSAL NO. 360, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on April 25, 1996." The Clerk did not schedule Proposal No. 360, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 360, 1996 was retitled REZONING ORDINANCE NO. 105, 1996, and is identified as follows:

REZONING ORDINANCE 105, 1996. 93-Z-112
4801 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #17.
Thomas A. Deal requests the Rezoning of 13.1 acres, being in the SU-2 and D-6II Districts to the C-S classification to provide for light industrial development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 289, 1996. The proposal proposes the rezoning of 40.860 acres at 1721 West Southport Road, being in the D-A (FF)(W-1)(W-5) Districts, to the D-P (FF)(W-1)(W-5) classification to provide for a planned unit development consisting of single-family residential development at a density of approximately 3.125 units per acres (96-Z-47/96-DP-3). Proposal No. 289, 1996 was certified by the Metropolitan Development Commission on April 3, 1996. On April 8, 1996, Councillor Borst moved to schedule Proposal No. 289, 1996 for a public hearing on April 29, 1996. This motion carried by a unanimous voice vote.

Councillor Borst reported that the outstanding issues had been resolved and a public hearing was no longer necessary. Councillor Borst moved, seconded by Councillor Curry, for adoption. Proposal No. 289, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Golc
1 ABSENT: Cockrum

Proposal No. 289, 1996 was retitled REZONING ORDINANCE NO. 93, 1996, and is identified as follows:

REZONING ORDINANCE 93, 1996. 96-Z-47 (96-DP-3)
1721 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25.
WILLIAM BLANKENSHIP, by William F. LeMond, requests a rezoning of 40.860 acres, being in the D-A (FF)(W-1)(W-5) Districts, to the D-P (FF)(W-1)(W-5) classification to provide for a planned unit development consisting of single-family residential development at a density of approximately 3.125 units per acre.

PROPOSAL NO. 279, 1996. The proposal proposes the rezoning of 1.75 acres at 2150 East National Avenue, being in the D-4 District, to the C-S classification to provide for an office and recreational facility for an indoor golf driving range and soccer use as well as continued residential use of an existing structure (96-Z-4 Amended). Proposal No. 279, 1996 was certified by the Metropolitan Development Commission on April 3, 1996. On April 8, 1996, Councillor

April 29, 1996

Coughenour moved to schedule Proposal No. 279, 1996 for a public hearing on April 29, 1996. This motion carried by a unanimous voice vote.

The President said that Robert Elrod, General Counsel, advised him that preliminary conferences were held with the petitioners and remonstrators on April 24 and April 29, and there was no resolution of the matter at these meetings.

Councillor Coughenour stated that the remonstrators did not understand during the original zoning hearings that they had five days to file an appeal. The neighborhood association felt they did not have a chance to present their side of the case. The association asked Councillor Coughenour to give them that opportunity by asking for a public hearing before the Council, since the time frame for an appeal had lapsed.

Raymond Good, attorney and spokesperson for the petitioner, introduced the three principles involved in this petition: John Stack, Bob Runyon, and Jan Tellstrom. Mr. Good explained the project and location and exhibited scale renderings of the golf facility proposed. He listed those groups and businesses within Perry Township which were in favor of this project, including the Perry Township School system, University of Indianapolis, St. Jude's Church, Roncalli High School, and Perry Township administrators. He detailed the businesses and residences surrounding the proposed site and stated that the petitioner had tried to find a location where the golf facility would be as unobtrusive as possible. Mr. Good stated that the C-S zoning designation only permitted them to use the site for this project and that they could not expand or change the project without again petitioning for new zoning uses. He explained that they had made concessions to be sensitive to the aesthetics of the community and had changed their original dimensions and commitments to put up a privacy fence and chain link fence. He explained that Mrs. Laegel, who was the one resident living to the immediate west of the proposed facility, had authorized him to say that if the petitioner met with these commitments, she was in favor of the project. Mr. Good stated that the Commission had heard the petition and approved the zoning use unanimously. He detailed commitments to which the petitioner had agreed: the limited height of the dome, the number of parking spaces provided, the concession not to use Developer's Road, the provision of privacy and chain link fences, the proposed hours of business, and the agreement not to sell liquor. Mr. Good addressed the accusations made by a letter from the Carson Heights Neighborhood Association regarding Mr. Stack's ownership of the Pizza Hut one property away and was alleged to have dealt in drugs. He stated that this allegation was unqualifiedly false and referred to a police report provided by Mr. Stack in the packets provided to prove this accusation false.

Frank Hogan, attorney for the remonstrators, explained that he was contacted after this proposal had already been approved by the Commission and was not able to advise the remonstrators of the five-day appeal process. He expressed regret that the personal attack had been made on Mr. Stack's character and that as far as he knew, this was not an issue. He stated that according to a letter he had received, St. Jude Church had not authorized Mr. Good to use their name as an organization in favor of this proposal. Mr. Hogan referred to drawings which had been distributed and indicated the obstructive view from the Newman residence. He voiced the opposition of Mr. and Mrs. Satkamp, who owned the commercial businesses bordering this site. He stated that the remonstrators were not in opposition of indoor golf, but felt that the aesthetics of this facility and traffic caused by its use would be a detriment to the community and surrounding businesses.

Marjorie Nackenhorst, chairman of the Garfield Park Tennis Club Neighborhood Association, read a letter she had sent to the Councillors regarding this project. She emphasized the traffic problems and unattractive view this facility would create.

Ann Nichelson, a representative of the Carson Heights Neighborhood Association, stated that the association had met with 37 people in attendance and were in opposition to this project because of the crime and drug element already escalating in the area. She added that the facility was too large for this site and would cause traffic problems.

Mr. Hogan concluded with statistics representing a 12% increase in parking spaces and a 70% increase in tee positions, even though the dome size had been reduced. He added that the remonstrators had not been given the chance to present evidence before the Commission and thanked Councillor Coughenour for allowing them to do so before this body.

Councillor Boyd asked if any conversation of compromise was attempted in the preliminary conferences. Mr. Good responded that the petitioners had tried to compromise on the ultimate aesthetic issue, but the concessions of reducing the height of the dome were still not satisfactory for the remonstrators. He added that both sides had worked very hard to reach a compromise.

Councillor Coonrod asked if this facility would have any effect on property values in the area. Mr. Good stated that if this project did not succeed, the dome could be taken down much more easily than a permanent building; if the project did succeed, there should be only positive effect on property values in the area. He stated that it should not be negative in either respect.

Councillor Borst stated that his original intent was to vote against this project, but that he had changed his mind after attending the neighborhood association meeting. He felt the space was too small for this facility.

Councillor Short stated that he felt that it was an injustice to Mr. Stark to have him produce a criminal history report in order to construct a family facility. He added that this use would not likely bring in the "criminal element." He stated that he felt there was a distorted picture being represented and that not all of those who spoke for the remonstrators live within two blocks from this site.

Councillor Franklin stated that this zoning use would not emit any hazardous gases and did not feel it was detrimental to the neighborhood. He felt the "crime element" was a non-issue with this project.

Councillor Borst stated that the remonstrators were not aware of the five-day appeal rule and said that Moira Carlstedt, Department Director, should address the issue of making sure remonstrators knew the process.

Councillor Massie stated that the bulk of the remonstrators and that at least two of the petitioners lived within his district, although the site for the facility itself was just outside of his district. He stated that he had heard from only one resident. He said the crime and drugs was a non-issue and that the petitioners had tried to accommodate the residents and come to some compromise. He added that as a representative of the remonstrators, he would have to vote against the project, but that personally, he felt this was a fine project and would encourage his fellow Councillors to vote for the project.

Councillor Bradford stated that he would be abstaining from this vote due to a conflict of interest with the petitioner.

Councillor Coughenour stated that in looking at this project strictly from a land use, as instructed to do, she would be in support of the Commission's decision. She added that in view of the greater neighborhood, she did not feel this project would have a negative impact, but rather believes it would have a positive effect on the community as a whole.

The President called for a vote stating that a yes vote would be in favor of the petitioner and a no vote in favor of the remonstrators and that in order to overturn the Commission's ruling the remonstrators must have at least 18 votes. Proposal No. 279, 1996 was adopted on the following roll call vote; viz:

20 YEAS: *Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*
7 NAYS: *Black, Borst, Coonrod, Massie, O'Dell, Talley, Tilford*
1 NOT VOTING: *Bradford*
1 ABSENT: *Cockrum*

Proposal No. 279, 1996 was retitled REZONING ORDINANCE NO. 106, 1996, and is identified as follows:

REZONING ORDINANCE 106, 1996. 96-Z-4 (Amended)
2150 EAST NATIONAL AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24.
JOHN STACK, by Raymond Good, requests the rezoning of 1.75 acres, being in the D-4 District, to the C-S classification to provide for an office and recreational facility for an indoor golf driving range and soccer use as well as continued residential use of an existing structure.

PROPOSAL NO. 206, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 206, 1996 on April 22, 1996. The proposal approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 10:07 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Smith, for adoption. Proposal No. 206, 1996 was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Franklin, Gilmer, Gray, Hinkle, Jones, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
5 NOT VOTING: *Black, Dowden, Golc, Massie, Schneider*
1 ABSENT: *Cockrum*

Proposal No. 206, 1996 was retitled GENERAL RESOLUTION NO. 3, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1996

A GENERAL RESOLUTION approving the issuance by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, of Promissory Notes in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00) for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property located near the intersection of Martin Luther King and 16th Street, and other projects to be determined; and approving a Contract for Loan Guarantee Assistance ("Loan Guaranty Contract") between the City and the Secretary of Housing and Urban Development under Section 108 of the Housing and Community Development Act of 1974, as amended, in connection with the issuance of such Promissory Notes.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana ("Commission") has adopted Resolution No. 96-F-002 (the "Resolution"), authorizing the issuance of Promissory Notes of the City of Indianapolis, Department of Metropolitan Development, in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00) (the "Notes"); and

WHEREAS, the Notes will be repaid from the following sources, which will be the collateral for the loan and will be pledged as security for repayment:

- (a) All allocations or grants which have been made or for which the City may become eligible under Section 106 of Title I, as well as any grants which are or may become available to the City pursuant to Section 108(q) of Title I.
- (b) "Program Income," as defined at 24 CFR 570.500(a) (or any successor regulation), which is generated from the above described grant funds.
- (c) First or second lien positions on real estate upon which the projects will be developed and located.
- (d) All proceeds (including insurance and condemnation proceeds) from Pledged Grants or Section 108 Program Income, and to the extent required from other Program Income.
- (e) All funds or investments in any accounts established pursuant to the Loan Guarantee Contract.

WHEREAS, projects are yet to be determined and the amounts appropriated herein shall not be spent or encumbered until the Council has approved the project or projects.

WHEREAS, the proceeds of the Promissory Notes will be applied to the costs of the projects identified herein or hereafter approved by this Council, all as set forth in the Resolution and shall be expended only on costs for which such funds may be expended under Section 108 of the Act and regulations adopted pursuant thereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves Resolution No. 96-F-0012 adopted by the Commission and the issuance of the Promissory Notes in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00) authorized therein.

SECTION 2. The City-County Council hereby designates the Commission as a public agency under Section 108 of the Act authorized to issue the obligations referred to in Section 108 and to enter into the Loan Guarantee Contract, and the Council hereby approves the Loan Guarantee Contract and any other documents required to be executed by the City or the Commission in connection with the Section 108 Loan Guarantee Program.

SECTION 3. The City-County Council hereby irrevocably pledges to the timely and punctual payment of the principal of an interest on the Notes: (a) All allocations or grants which have been made or for which the City may become eligible under Section 106 of Title I, as well as any grants which are or may become available to the City pursuant to Section 108(q) of Title I; (b) "Program Income," as defined at 24 CFR 570.500(a) (or any successor regulation), which is generated from the above described grant funds; (c) First or second lien positions on real estate upon which the projects will be developed and located; (d) All

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proceeds (including insurance and condemnation proceeds) from Pledged Grants or Section 108 Program Income, and to the extent required from other Program Income; and (e) All funds or investments in any accounts established pursuant to the Loan Guarantee Contract.

SECTION 4. The proceeds from the sale of the Notes in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00) are hereby appropriated in the Federal Non-Reverting Fund for the Projects described herein for the life of those Projects.

SECTION 5. This Resolution shall be effective upon compliance with IC 36-3-4-14.

PROPOSAL NO. 208, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 208, 1996 on March 21, 1996. The proposal is an appropriation of \$760,000 for the Department of Parks and Recreation to make capital improvements financed from the Consolidated County Cumulative Capital Development Fund balance. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Franklin asked what the reasoning behind the one abstention was. Councillor Shambaugh stated that Councillor Massie had abstained until he had a chance to consult with the Southport Mayor.

Councillor Coonrod stated that he had attended the Committee meeting and had spoken in opposition to this proposal due to the fact that it would permit a county-wide property tax to be used to fund a service that was not provided county-wide. He stated that this appropriation should have been taken from another fund.

Councillor Bradford asked about the Central Canal project and the money allotted for it in this proposal. He stated that he had been contacted by Chuck Hubert, Vice President of the Indiana Canal Society, who had raised some questions about this proposal. Ray Wallace, Director of the Department of Parks and Recreation, stated that the \$500,000 would be used for a lease agreement with the Indianapolis Water Canal for a trail that would begin in Broad Ripple and continue down to 30th Street. Councillor Bradford asked if he could get a copy of the lease, and stated that it seemed an exorbitant amount of money to invest in a trail that had been in place for over 150 years. He said that he would like the proposal tabled until his questions had been answered.

The President called for public testimony at 10:20 p.m. There being no one present to testify, Councillor Bradford moved, seconded by Councillor Coonrod, to table Proposal No. 208, 1996. Proposal No. 208, 1996 was tabled on the following roll call vote; viz:

17 YEAS: Borst, Bradford, Coonrod, Dowden, Franklin, Gilmer, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Smith, Talley, Tilford
11 NAYS: Black, Boyd, Brents, Coughenour, Curry, Golc, Gray, Jones, Shambaugh, Short, Williams
1 ABSENT: Cockrum

The President asked Mr. Wallace to make preparations and address Councillor Bradford's questions by the next Council meeting on May 20. He asked for consent to send Proposal No. 208, 1996 back to Committee to have these questions answered. Consent was given.

PROPOSAL NO. 209, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 209, 1996 on March 21, 1996. The proposal is an appropriation

of \$4,480,000 for the Department of Parks and Recreation to make capital improvements financed by grants from Lilly Endowment. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor O'Dell asked what percentage of the \$4.5 million would go directly into projects. Mr. Wallace stated that he did not know the exact amount, but that other than the \$30,000 consulting contract, the bulk of the remaining monies would go straight into the projects.

The President called for public testimony at 10:26 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 209, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Cockrum

Proposal No. 209, 1996 was retitled FISCAL ORDINANCE NO. 30, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Four Million Four Hundred Eighty Thousand Dollars (\$4,480,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for capital improvements to various parks

SECTION 2. The sum of additional Four Million Four Hundred Eighty Thousand Dollars (\$4,480,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	612,000
4. Capital Outlays	<u>3,868,000</u>
TOTAL INCREASE	4,480,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>4,480,000</u>
TOTAL REDUCTION	4,480,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 210, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 210, 1996 on March 20, 1996. The proposal is an appropriation to distribute \$1,424,769 of deferral fees to the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court financed by revenues in the Deferral Fee Fund. Councillor Dowden moved, seconded by Councillor Borst, to postpone Proposal No. 210, 1996 until the May 20th Council meeting. Proposal No. 210, 1996 was postponed by a unanimous voice vote.

Councillor Dowden stated that Proposal No. 210, 1996 was not posted on the Committee's agenda for May 1, 1996 at 5:00 p.m., but would be heard at that meeting.

PROPOSAL NO. 214, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 214, 1996 on April 10, 1996. The proposal is an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 214, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, Short, Smith, Talley, Tilford, Williams
1 NAY: Gray
3 NOT VOTING: Franklin, SerVaas, Shambaugh
1 ABSENT: Cockrum

The President stated that he abstained due to a conflict of interest as a trustee of Hudson Institute.

Proposal No. 214, 1996 was retitled FISCAL ORDINANCE NO. 31, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-five Thousand Two Hundred Eighty-one Dollars (\$75,281) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for the Criminology Against Crime, a partnership with the Hudson Institute.

SECTION 2. The sum of additional Seventy-five Thousand Two Hundred Eighty-one Dollars (\$75,281) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION

3. Other Charges and Services
4. Capital Outlays
TOTAL INCREASE

FEDERAL GRANTS FUND

69,281
6,000
75,281

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

FEDERAL GRANTS FUND

75,281
75,281

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 215, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 215, 1996 on March 20, 1996. The proposal is an appropriation of \$84,400 for the Department of Public Safety, Fire Division, to fully fund the 1996 purchase of firefighting apparatus financed from the City Cumulative Capital Development Fund balance. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams asked if this safety equipment was for fire apparatus or equipment for the firefighters. Councillor Dowden responded that a portion of the appropriation was the remainder of a payment on a fire engine and partly for other equipment.

The President called for public testimony at 10:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 215, 1996 was adopted on the following roll call vote; viz:

21 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Smith, Tilford, Williams

2 NAYS: Bradford, Coonrod

5 NOT VOTING: Franklin, Moores, Shambaugh, Short, Talley

1 ABSENT: Cockrum

Proposal No. 215, 1996 was retitled FISCAL ORDINANCE NO. 32, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eighty-four Thousand Four Hundred Dollars (\$84,400) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Fire Division and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to fully fund purchase of firefighting apparatus.

SECTION 2. The sum of Eighty-four Thousand Four Hundred Dollars (\$84,400) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>CITY CUMULATIVE CAPITAL</u>
<u>FIRE DIVISION</u>	<u>DEVELOPMENT FUND</u>
4. Capital Outlays	84,400
TOTAL INCREASE	84,400

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL</u>
	<u>DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	84,400
TOTAL REDUCTION	84,400

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 217, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 217, 1996 on March 20, 1996. The proposal is an appropriation of \$120,000 for the Metropolitan Emergency Communications Agency to replace 3 radio antenna towers used in the MECA system financed from the Metropolitan Emergency Communications Fund balance. Councillor Dowden explained that this appropriation was to fund the replacement of a tower due to storm damage. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Curry stated that the preliminary analysis of towers was incorrect in relation to weights and structures. He added that when one of the three towers fell over in a storm, all three were analyzed again to check for safety factors. This proposal is to seek recovery from the vendor who did the original analysis, replacement of the tower which fell over, and a preemptory analysis to replace the other two because of structure hazards. Councillor Curry explained that a lot of this money would be recovered, but time factors necessitated this appropriation at this time.

The President called for public testimony at 10:36 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 217, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Golc

1 ABSENT: Cockrum

Proposal No. 217, 1996 was retitled FISCAL ORDINANCE NO. 33, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1996

A FISCAL ORDINANCE amending the 1996 annual budget of the Metropolitan Emergency Communications Agency (MECA) (City-County Fiscal Ordinance No. 85, 1995) appropriating an additional One-Hundred and Twenty-Thousand Dollars (\$120,000) in the Metropolitan Emergency Communications Agency Fund for purposes of Metropolitan Emergency Communications Agency (MECA), and reducing the unappropriated and unencumbered balance in the MECA Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity of which has arisen since the adoption of the annual budget, Section 1(a) of the MECA budget for 1996 be, and is hereby, amended by the increase hereinafter stated for purposes of MECA for the acquisition and installation of radio antenna towers.

SECTION 2. The sum of One-Hundred and Twenty-Thousand Dollars (\$120,000) be and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY FUND

4. Capital Outlay	<u>120,000</u>
TOTAL INCREASE	120,000

SECTION 4. The additional appropriation is funded by the following reduction in the MECA Fund:

Unappropriated and Unencumbered
MECA Fund
TOTAL REDUCTION

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY FUND

<u>120,000</u>
120,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 250, 1996. Councillor Hinkle reported that Metropolitan Development Committee heard Proposal No. 250, 1996 on April 22, 1996. The proposal is an appropriation of \$100,000 for the Department of Metropolitan Development, Planning Division, to pay for infrastructure improvements financed by revenues from a Build Indiana Grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:38 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 250, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Golc, Gray
1 ABSENT: Cockrum

Proposal No. 250, 1996 was retitled FISCAL ORDINANCE NO. 34, 1996, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 34, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the State Grants Fund for purposes of the Department of Metropolitan Development, Division of Planning and reducing the unappropriated and unencumbered balance in the State Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>STATE GRANTS FUND</u>
<u>PLANNING DIVISION</u>	
3. Other Charges and Services	<u>100,000</u>
TOTAL INCREASE	100,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>Unappropriated and Unencumbered</u>	<u>STATE GRANTS FUND</u>
<u>State Grants Fund</u>	<u>100,000</u>
TOTAL REDUCTION	100,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 251, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 251, 1996 on April 22, 1996. The proposal is an appropriation of \$1,300,000 for the Department of Metropolitan Development, Division of Economic and Housing Development and Division of Permits, to pay for various projects financed from the Consolidated County Fund and Redevelopment General Fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:40 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 251, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
3 NOT VOTING: Coughenour, Gilmer, Golc
1 ABSENT: Cockrum

Proposal No. 251, 1996 was retitled FISCAL ORDINANCE NO. 35, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Four Hundred Fifty Thousand Dollars (\$450,000) Consolidated County Fund for purposes of the Department of Metropolitan Development, Division of Permit and Eight Hundred Fifty Thousand Dollars (\$850,000) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development, Division of Economic and Housing Development and reducing the unappropriated and unencumbered balance in the Consolidated County Fund and Redevelopment General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Economic and Housing Development, and Division of Permit

SECTION 2. The sum of One Million Three Hundred Thousand Dollars (\$1,300,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>REDEVELOPMENT</u>
<u>DIVISION OF ECONOMIC AND HOUSING DEVELOPMENT</u>	<u>GENERAL FUND</u>
3. Other Charges and Services	250,000
4. Capital Outlays	<u>600,000</u>
TOTAL INCREASE	850,000

<u>DIVISION OF PERMITS</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Charges and Services	375,000
4. Capital Outlays	<u>75,000</u>
TOTAL INCREASE	450,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>REDEVELOPMENT GENERAL FUND</u>
Unappropriated and Unencumbered	
Redevelopment General Fund	<u>850,000</u>
TOTAL REDUCTION	850,000

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	<u>450,000</u>
TOTAL REDUCTION	450,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 258, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 258, 1996 on April 10, 1996. The proposal is an appropriation of \$83,341 for the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate increased funding for the Expedited Trial Program financed by a state grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

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The President called for public testimony at 10:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 258, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
3 NOT VOTING: Black, Bradford, Williams
1 ABSENT: Cockrum

Proposal No. 258, 1996 was retitled FISCAL ORDINANCE NO. 36, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eighty-three Thousand Three Hundred Forty-one Dollars (\$83,341) in the State and Federal Grant Fund for purposes of the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (u,v,cc,b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate an appropriation of increased funding received from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Eighty-three Thousand Three Hundred Forty-one Dollars (\$83,341) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	10,313
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	34,875
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	21,750
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	16,403
TOTAL INCREASE	83,341

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	83,341
TOTAL REDUCTION	83,341

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 259, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 259, 1996 on April 10, 1996. The proposal is an appropriation of \$82,128 for the Marion County Public Defender Agency to fund a study by American University pursuant to Fiscal Ordinance No. 112, 1995 financed from the County General Fund balances. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden explained that the one abstention was due to lack of information which has since been received to the Committee's satisfaction.

The President called for public testimony at 10:43 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 259, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams
1 NAYS: Coonrod
1 NOT VOTING: Talley
1 ABSENT: Cockrum

Proposal No. 259, 1996 was retitled FISCAL ORDINANCE NO. 37, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eighty-two Thousand One Hundred Twenty-eight Dollars (\$82,128) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(u) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes the Marion County Public Defender Agency and a study of the Marion County Public Defender Agency by American University pursuant to City-County Fiscal Ordinance 112, 1995, and Proposal #678, 1995, as amended.

SECTION 2. The sum of Eighty-two Thousand One Hundred Twenty-eight Dollars (\$82,128) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	82,128
TOTAL INCREASE	82,128

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	82,128
TOTAL REDUCTION	82,128

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 261, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 261, 1996 on April 10, 1996. The proposal is an appropriation of \$58,660 for the Marion County Public Defender Agency to pay for sentencing support services for indigent, non-violent, and drug-addicted defendants financed by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:45 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 261, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Cockrum

Proposal No. 261, 1996 was retitled FISCAL ORDINANCE NO. 38, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fifty-eight Thousand Six Hundred Sixty Dollars (\$58,660) in the State and Federal Grant Fund for purposes of the Marion County Public Defender and the County Auditor to reduce the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (u,b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency and County Auditor to pay for sentencing support services for indigent, non-violent and drug addicted defendants.

SECTION 2. The sum of Fifty-eight Thousand Six Hundred Sixty Dollars (\$58,660) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	30,315
2. Supplies	863
3. Other Services and Charges	21,928
 <u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	5,554
TOTAL INCREASE	58,660

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	58,660
TOTAL REDUCTION	58,660

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 265, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 265, 1996 on April 11, 1996. The proposal is an appropriation of \$100,000 for the Department of Public Works, Administration, to pay for Brownfields Redevelopment Pilot Program financed by an EPA federal grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked how many individual properties this appropriation would be used for and if there were not already agencies in place to do this assessment. Councillor Coughenour stated that she did not have a definite number. There is no government agency in place to do these assessments. This grant would be used to pay private companies to do this inventory and assessment. This money is not for clean-up purposes, but for assessment of which properties might qualify for clean-up.

Councillor Franklin stated that the Federal Government through Environmental Protection Agency would normally do these assessments themselves. He added that in this case, the government was providing the dollars and allowing this service to be bid out locally. This money is for phase one assessments to allow the EPA to locate properties that need to be cleaned up in order to be sold.

The President called for public testimony at 10:54 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Franklin, for adoption. Proposal No. 265, 1996 was adopted on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Talley, Tilford, Williams

6 NAYS: Bradford, Coonrod, Dowden, Schneider, Shambaugh, Smith

1 NOT VOTING: Black

1 ABSENT: Cockrum

Proposal No. 265, 1996 was retitled FISCAL ORDINANCE NO. 39, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Federal Grants Fund for purposes of the Department of Public Works, Administration and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (l) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Administration.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

April 29, 1996

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

ADMINISTRATION

FEDERAL GRANTS FUND

2. Supplies	2,000
3. Other Services and Charges	<u>98,000</u>
TOTAL INCREASE	100,000

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
Federal Grants Fund	<u>100,000</u>
TOTAL REDUCTION	100,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 267, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 267, 1996 on April 9, 1996. The proposal approves a preliminary determination for the County to enter into a lease with the Building Authority in connection with the financing of the proposed supplemental jail facility at 730 East Washington Street and 752 East Market Street. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:56 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Dowden, for adoption. Proposal No. 267, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Cockrum

Proposal No. 267, 1996 was retitled GENERAL RESOLUTION NO. 4, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1996

A GENERAL RESOLUTION approving the preliminary determination for the County to enter into a lease or leases with the Indianapolis-Marion County Building Authority, as lessor, in connection with its financing of all or a portion of the renovated additional jail facilities, located at 730 East Washington Street, Indianapolis, Indiana, and 752 East Market Street, Indianapolis, Indiana, with a maximum lease term of 21 years, a maximum annual lease rental of \$1,615,000, which annual lease rentals will be used to pay the principal of, and interest on, revenue bonds issued by the Indianapolis-Marion County Building Authority.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana (the "City-County Council"), has given consideration to the renovation of the buildings located at 730 East Washington Street, Indianapolis, Indiana, and 752 East Market Street, Indianapolis, Indiana (the

"Buildings"), for the primary purpose of using such Buildings, once renovated, as an additional location to house inmates, which would otherwise be housed at the Marion County Jail; and

WHEREAS, pursuant to Indiana Code § 6-1.1-20-3.1, if the City-County Council proposes to impose property taxes to pay debt service or lease rentals on any construction, renovation, improvement, remodeling, alteration or expansion project, which is not excluded under Indiana Code § 6-1.1-20-1.1, it must conduct a public hearing on the preliminary determination to proceed with the project prior to the City-County Council's adoption of any resolution or ordinance making a preliminary determination to issue bonds or enter into a lease; and

WHEREAS, notice of said hearing has been given in accord with Indiana law; and

WHEREAS, interested parties have been given the opportunity to present testimony and ask questions concerning the proposed renovation of the Buildings, for the primary purpose of using such Buildings, once renovated, as an additional location to house inmates, which would otherwise be housed at the Marion County Jail (as hereinafter more fully described, the "Project"), and this City-County Council has heard public input concerning the Project at a public hearing held this date; and

WHEREAS, the City-County Council being duly advised, finds that it is in the best interests of the City of Indianapolis, Indiana (the "City"), and Marion County, Indiana (the "County"), and its citizens to enter into negotiations with the Indianapolis-Marion County Building Authority (the "Authority") for the Authority to acquire all or a portion of the Buildings, located at 730 East Washington Street, Indianapolis, Indiana, and 752 East Market Street, Indianapolis, Indiana, including the site and appurtenances thereto, and for the County to enter into a lease or leases with the Authority, as lessor, for all or a portion of the Buildings, upon acquisition of the Buildings by the Authority, in order to better serve the residents of the City and the County; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby makes a preliminary determination for the County to enter into a lease or leases (collectively, the "Lease") of all or a portion of the Buildings, upon acquisition of such by the Authority, pursuant to which the Authority will renovate, construct and equip all or a portion of the Buildings for the primary use as an additional location to house inmates, which would otherwise be housed at the Marion County Jail, consisting of renovations to all or a portion of all four floors of the Buildings to allow for an inmate bed capacity of approximately 670, a food service facility, indoor/outdoor recreational facilities, office space and clerical support space for County employees, and other program and service areas (collectively, the "Project"). The Authority will finance all or a portion of the Project through the issuance of revenue bonds by the Authority, as lessor, in the maximum principal amount of \$15,550,000. The Lease is for a maximum term of twenty-one (21) years, beginning on the date all or a portion of the Buildings are acquired by the Authority. The estimated interest rates that will be paid in connection with the Lease will range from 6.70% to 8.01% (for an overall average interest rate of 8.00% per annum), and the total interest costs associated with the lease are \$16,115,662. Including interest costs, the maximum annual lease rental to be paid by the County for the Buildings, once such Buildings are renovated, completed and ready for occupancy, is \$1,615,000, and the maximum lease rental over the term of the lease is \$30,556,409.

SECTION 2. A notice of the foregoing preliminary determination to enter into a lease or leases shall be given in accordance with Indiana Code Section 6-1.1-20-3.1.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell requested that Proposal No. 208, 1996 be removed from the table due to a time factor involved in a portion of this proposal in Councillor Golc's district. Councillor O'Dell moved, seconded by Councillor Schneider, to remove Proposal No. 208, 1996 from the table for discussion and a vote. The motion carried by a voice vote.

Councillor Bradford stated that he had spoken to the Parks Director and still has concerns and does not feel his constituent has had his questions answered. He stated that he feels his district needs to be heard on this proposal.

Councillor Shambaugh stated that Councillor Golc has a great need for this proposal to be passed this evening so that the schedule could be met on the indoor aquatic center project in his district. He added that Ray Irvin, Greenways Project Leader, or City Controller James Steele could address Mr. Bradford's issues dealing with the canal project.

Councillor Bradford stated that he had spoken with Mr. Irvin and was not satisfied with the answers he received and the fact that his constituent's questions still had not been answered. He moved that the appropriation for the aquatic center project and the appropriation for the canal project be separated into two proposals, so that the City could move forward on Councillor Golc's project.

Councillor Coonrod stated that his concern with this proposal was based on the fact that the fund this appropriation was coming from was inappropriate. He stated that it is a matter of policy on how the Council allocates tax dollars. He added his support of the motion to table.

Councillor Schneider asked if the proposal could be amended to support Councillor Bradford's motion. General Counsel, Robert Elrod, stated that the \$500,000 for the canal project could be eliminated from this proposal through the amendment process and could be reintroduced as a separate proposal.

Councillor Coonrod stated that the proposal should be further amended so that the appropriation came from the City Cumulative Development Fund instead of the County fund.

Councillor Short asked if Mr. Steele could explain how the system works in the disbursement of funds. Mr. Steele stated that when the annual budget was constructed, City and County Cumulative Funds were allocated and that most of the Park Department budget was funded by the County Fund. Both funds come from the same district and have the same tax rate. These allocations are based on City statutes. Mr. Steele stated that changing the funding schedule at this time was not appropriate, but that the statutes should be evaluated during the annual budget process.

Councillor Golc stated that this funding issue had been brought up in the Committee meeting. He added that this is not the issue before the Council at this time, but should be visited during the budget process. He stated that it is urgent that the aquatic center project remain on schedule.

Councillor Gray asked why Mr. Hubert, Councillor Bradford's constituent, was not present at the neighborhood association meetings. All of the Greenways projects involved neighborhood meeting input, and that if Mr. Hubert were overly concerned or had questions about this project, he should have attended those meetings.

Councillor Franklin stated that in the minutes of the Committee the issue of the appropriate fund had been brought up. He stated that he is in agreement with Councillor Coonrod's assessment that the County fund should not support this appropriation.

Councillor Short stated that Mr. Irvin held numerous meetings on every Greenways project and asked him to explain the status of the canal project. Mr. Irvin explained the two phases of the canal project. He stated that the second phase would not be completed until next year since it extended into Broad Ripple, which was a sensitive area. He added that he has been working with Mr. Hubert who is a partner of the Greenways projects and has been in constant communication with him.

Councillor Bradford asked what neighborhood associations had been contacted. Mr. Irvin stated that none of the neighborhood associations in Councillor Bradford's district were in the areas of this proposed project. Councillor Bradford stated that he did not feel that his constituents were being represented.

Councillor Bradford moved, seconded by Councillor Schneider, to amend Proposal No. 208, 1996 to delete the \$500,000 appropriation for the canal project. A voice vote was taken on which the President ruled the Nays to have precedence. Councillor Bradford called for division.

The President passed the gavel to Vice President McClamroch. He stated that Mr. Irvin was doing a superb job with the Greenways projects and that he appreciated Councillor Bradford's concerns. He stated that the correct funding issue should also be investigated.

The Vice President returned the gavel to President SerVaas. Proposal No. 208, 1996 was amended on the following roll call vote; viz:

16 YEAS: Borst, Bradford, Coonrod, Coughenour, Dowden, Franklin, Golc, Massie, McClamroch, Moores, Moriarty Adams, Schneider, Short, Smith, Talley, Tilford
12 NAYS: Black, Boyd, Brents, Curry, Gilmer, Gray, Hinkle, Jones, O'Dell, SerVaas, Shambaugh, Williams
0 NOT VOTING:
1 ABSENT: Cockrum

Councillor Gray stated that he felt that the canal project should not be held up just to satisfy one person.

Councillor Golc explained the aquatic center project and its timeline and thanked Councillor Bradford for making the amendment so that this project could go forward.

Councillor Short moved, seconded by Councillor Moores, to adopt the amended version of Proposal No. 208, 1996. Proposal No. 208, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
4 NAYS: Coonrod, Franklin, Hinkle, O'Dell
1 ABSENT: Cockrum

Councillor Gilmer asked what would happen to the appropriation for \$500,000 and the canal project. General Counsel Robert Elrod stated that the appropriation for \$500,000 would be introduced as Proposal No. 361, 1996 and would be re-advertised for action at the next Council meeting.

April 29, 1996

Proposal No. 208, 1996, as amended, was retitled as FISCAL ORDINANCE NO. 40, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Sixty Thousand Dollars (\$260,000) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for capital improvements to various parks

SECTION 2. The sum of additional Two Hundred Sixty Thousand Dollars (\$260,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlays	<u>260,000</u>
TOTAL INCREASE	260,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Consolidated County Cumulative Capital Development Fund	260,000
TOTAL REDUCTION	260,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 1, 1996. Councillor Curry stated that the Rules and Public Policy Committee heard Proposal No. 1, 1996 at several meetings. The proposal establishes the Regulatory Research and Review Committee of the City-County Council and adopts procedures requiring reviews of certain ordinance proposals and regulations. Councillor Curry noted amendments that had been made at the meetings which were not shown in the document received in the Councillors' agenda packet. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Massie, to accept the amended version of Proposal No. 1, 1996. The motion carried by a unanimous voice vote.

Councillor Williams moved to strike Proposal No. 1, 1996 and replace it with a proposal for a Council Resolution urging the Council to commit to focusing on regulatory review. Councillor Short seconded, and a voice vote was taken. The President ruled that the Nays prevailed.

Councillor Williams called for a division vote. The motion to strike Proposal No. 1, 1996 failed on the following roll call vote; viz:

14 YEAS: Black, Boyd, Brents, Coughenour, Gilmer, Golc, Gray, Hinkle, Jones, Moriarty Adams, O'Dell, Short, Talley, Williams

14 NAYS: Borst, Bradford, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, Schneider, SerVaas, Shambaugh, Smith, Tilford

1 ABSENT: Cockrum

Councillor Dowden moved, seconded by Councillor Schneider, to close debate and adopt Proposal No. 1, 1996 as amended.

Councillor McClamroch stated that it was obvious from the vote on the motion to strike that there was considerable support for regulatory review. The important concept to be emphasized is that the Council should pay more attention to details and regulations and that a process should be put in place to adopt regulations. Councillor McClamroch referred to a letter from Moira Carlstedt on the subject regulatory review decisions regarding permits made by officials in the Metropolitan Development Department. He stated that new regulations should have to comply with a process of approval, and that this new Committee would serve as an instrument of that process.

Councillor Hinkle asked if Ms. Carlstedt could address the subject of the letter to which Councillor McClamroch had referred. The President ruled that she could. Ms. Carlstedt stated that this letter was a result of issues brought up by the Public Safety and Criminal Justice Committee. The Metropolitan Development Department had been asked by MECA to assist them in getting current addresses for emergency run purposes. Ms. Carlstedt stated that the letter to which Councillor McClamroch referred was the instrument they chose to use.

Councillor McClamroch asked Ms. Carlstedt if the regulations stated in this letter would be required from this point forward. She answered that they would. Councillor McClamroch asked if any public notice or public hearing had been made regarding these new regulations. She stated that none had been made. Councillor McClamroch stated that one of the points of this proposal is to make the public aware of any changes in regulations or new regulations.

Councillor Williams asked what the fiscal impact of this new committee would be and referred to Councillor McClamroch's referral to "additional staff" in a recent newspaper article. Councillor McClamroch stated that there should be no added costs due to the formation of this new committee and that the mention of "additional staff" was before these final amendments had been put in place.

Councillor Boyd offered a further amendment. General Counsel Robert Elrod stated that a motion was currently on the floor and as a point of order needed to be voted on before another motion could be made. The President called for a vote to close debate on Proposal No. 1, 1996. A voice vote was taken, and the President ruled in favor of the Yeas. Councillor Boyd called for division. The motion to close debate failed on the following roll call vote; viz:

13 YEAS: Bradford, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, Schneider, SerVaas, Shambaugh, Smith, Tilford

15 NAYS: Black, Borst, Boyd, Brents, Coughenour, Gilmer, Golc, Gray, Hinkle, Jones, Moriarty Adams, O'Dell, Short, Talley, Williams

1 ABSENT: Cockrum

Councillor Boyd moved to make an amendment stating that if a proposal stayed before this committee for a lengthy amount of time without action, that it be allowed to move on through the adoption process. Councillor McClamroch stated that language in this proposal had already been changed to allow taking proposals out of this committee. Councillor Schneider said that there were already rules in place to insure that a proposal could only stay in a committee for 45 days.

Councillor Coughenour stated that this proposal seemed to be defeating its own purpose and that prolonging the time frame for instituting some of these regulations would prove ineffective. Councillor McClamroch stated that all regulations must go through some type of process to be put in force and that the new committee should not hinder that process.

Councillor Coonrod moved, seconded by Councillor Gray, to amend Proposal No. 1, 1996 as per Councillor Boyd's offered amendment. A voice vote was taken. The President ruled in favor of the Nays. Councillor Boyd called for division. The motion failed on the following roll call vote; viz:

14 YEAS: Black, Borst, Boyd, Brents, Coughenour, Gilmer, Golc, Gray, Hinkle, Jones, Moriarty Adams, Short, Talley, Williams

14 NAYS: Bradford, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford

1 ABSENT: Cockrum

Councillor McClamroch moved, seconded by Councillor Moores, for adoption. Proposal No. 1, 1996, as amended, was adopted on the following roll call vote; viz:

17 YEAS: Borst, Bradford, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

11 NAYS: Black, Boyd, Brents, Coughenour, Gilmer, Golc, Gray, Hinkle, Jones, O'Dell, Williams

1 ABSENT: Cockrum

Proposal No. 1, 1996 was retitled GENERAL ORDINANCE NO. 57, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 1996

A GENERAL ORDINANCE amending the Rules of the City-County Council to establish a Regulatory Research and Review Committee and amending the Revised Code of the Consolidated City and County by adopting a new Article VIII, in Chapter 151, establishing certain procedures with respect to review of current and proposed ordinances and regulations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter of 151 of the Revised Code of the Consolidated City and County be, and is hereby, amended, specifically Sec. 151-25, by inserting the text underlined to read as follows:

Sec. 151-25. Standing committees enumerated.

The standing committees of the council shall be as follows:

- (1) The administration and finance committee;
- (2) The capital asset management committee;

- (3) The community affairs committee;
- (4) The economic development committee;
- (5) The metropolitan development committee;
- (6) The municipal corporations committee;
- (7) The parks and recreation committee;
- (8) The public safety and criminal justice committee;
- (9) The public works committee; and
- (10) The regulatory research and review committee.

SECTION 2. Chapter 151 of the Revised Code of the Consolidated City and County be, and is hereby, amended by adopting a new Article VIII, to read as follows:

ARTICLE VIII. REGULATORY REVIEW PROCEDURES

Sec. 151-111. Purpose.

The purpose of this article is to assure that those regulations of the Consolidated City and County that have a broad regulatory effect on the lives of citizens, business activities, and development:

- (1) do not impose costs (on regulated parties, on persons who pay taxes and fees for government services, and consumers of products and services of regulated parties) that exceed the benefits that are realized by the community,
- (2) achieve the regulatory goal in the least restrictive way,
- (3) do not duplicate existing standards found in either local, state, or federal codes and do not exceed existing federal or state standards unless there is a significant reason to do so,
- (4) are simply written, and
- (5) are practically enforceable.

To achieve these purposes, this article establishes procedures for making such proposed regulations subject to informed and open public discussion and debate that is led by elected councillors and involves representatives of affected interests, including the interests of neighborhoods, business, regulated parties, customers of regulated parties, taxpayers, and the applicable regulatory agency.

Sec. 151-112. Application.

This article does not apply to fiscal ordinances, rezoning ordinances, special ordinances, or general ordinances (i) that define rules of council, (ii) that govern the way local government is organized, (iii) that govern the compensation or terms of employment of employees of the City or County, or (iv) that govern parking, vehicle weight restrictions, traffic flow, and similar matters.

Sec. 151-113. Measuring the economic impact of regulations.

No regulation subject to this article may be considered for adoption by an agency or official and no proposal for an ordinance which is subject to this article may be introduced before the council until a regulatory impact statement containing the following information has been filed with the clerk of the council:

- (1) A statement of the specific problem being addressed by the proposed regulation.
- (2) A statement of the specific outcome that is desired, and the clear standards by which that outcome is measured.

- (3) A statement asserting that the proposal or regulation does, or does not, duplicate existing local, state or federal laws or regulations, and if so, why duplication is justified.
- (4) A statement setting forth the costs of increased stringency to affected groups including regulated parties, those who pay taxes and fees for government services, and consumers of products and services of regulated parties.
- (5) Identification of steps taken to achieve the desired outcome through market-based or other non-regulatory approaches and a discussion of why such is not possible or feasible
- (6) A statement demonstrating that reasonable efforts have been made to identify and contact individuals and organizations that will be impacted by adoption of the proposal or regulation.

Sec. 151-114. Notification of proposed regulations.

(a) Whenever any office or agency has drafted proposed regulations which by statute or ordinance are subject to review or approval by the Council, not later than the date of final publication of notice that the official or agency proposes to consider the adoption of such regulations, the official or agency shall file a copy of the proposal regulations and the regulatory impact statement required by Sec. 151-113 with the Clerk of the Council.

(b) The information required by this section, and any supplementary information, shall be available to all members to the council and to members of the public.

Sec. 151-115. Council review of regulations; time for review.

(a) Upon the adoption of any regulation subject to this article, the officer or agency adopting such regulation shall file with the clerk of the council (i) thirty-five copies of the regulation as adopted, (ii) thirty-five copies of the regulatory impact statement with any changes reflecting the regulation as adopted, and (iii) thirty-five copies of a summary of any comments made by individuals and organizations identified under paragraph (6) of Sec. 151-113 above.

(b) Notwithstanding what is stated elsewhere in the Code of Indianapolis and Marion County or the Revised Code of the Consolidated City and County, the time period for council review of regulations subject to this article shall be sixty (60) days from the date the proposed regulation is filed with the Clerk of the Council.

Sec. 151-116. Functions of the regulatory research and review committee.

The regulatory research and review committee shall:

- (1) review existing regulations that are subject to this article to determine if such regulations or ordinances comply with the purposes set forth in Section 151-111;
- (2) examine the Code of Indianapolis and Marion County and the Revised Code of the Consolidated City and County, formulate a schedule under which current regulations subject to this article are assigned an expiration date to allow orderly future review under this article, and recommend a proposed ordinance adopting such schedule; and
- (3) recommend an ordinance to establish uniform procedures for adopting regulations and establishing a permanent, centralized filing and codification method for all regulations subject to this article.
- (4) adopt a threshold standard and procedure for exempting from formal review proposals or regulations subject to this article that: (i) make only technical or minor amendments to current ordinance or regulatory provisions, (ii) would only adopt a required state or federal code standard, or (iii) would have an insignificant economic impact;

Sec. 151-117. Expiration of proposed ordinances.

(a) Proposals subject to this article that either:

- (1) create a new chapter in the Revised Code of the Consolidated City and County, or

- (2) substantially modify a chapter in the Code of Indianapolis and Marion County or the Revised Code of the Consolidated City and County

shall include a section providing for the expiration of the chapter on a specific date within five (5) years of the date of the adoption of the ordinance proposal by the Council.

(b) A proposal to re-adopt an ordinance, with or without amendment, that contains an expiration provision required by this section subjects that proposal to review under this article.

Sec. 151-118. Expiration of proposed regulations.

(a) Regulations subject to this article that either:

- (1) create a new regulation, or
- (2) substantially modify a regulation

shall include a section providing for the expiration of the regulation on a specific date within five (5) years of the date of the effective date of the regulation.

(b) Re-adoption of a regulation, with or without amendment, that contains an expiration provision required by this section subjects that regulation to review under this article.

Sec. 151-119. Review of current ordinances that expire.

A proposal to re-adopt an ordinance, with or without amendment, to which an expiration date has been assigned by council ordinance, subjects that proposal to review under this article.

Sec. 151-120.

This article shall expire two years from the date of its adoption.

PROPOSAL NO. 248, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 248, 1996 on April 9, 1996. The proposal approves an extension of the expiration dates of the cable franchises of American Cablevision and Comcast Cablevision until July 1, 1996. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Dowden, for adoption. Proposal No. 248, 1996 was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Bradford, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
2 NAYS: *Black, Brents*
2 NOT VOTING: *Gray, O'Dell*
1 ABSENT: *Cockrum*

Proposal No. 248, 1996 was retitled SPECIAL RESOLUTION NO. 33, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 33, 1996

A SPECIAL RESOLUTION approving an extension of the expiration dates of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until July 1, 1996.

WHEREAS, the current cable franchise of Time-Warner Entertainment-Advance/Newhouse Partnership, d.b.a. American-Cablevision of Indianapolis (American) will expire on June 1, 1996; and

WHEREAS, the current cable franchise of Comcast Cablevision of Indianapolis, L.P. (Comcast) will expire on May 18, 1996; and

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WHEREAS, formal renewal proceedings under Federal Law have been suspended while informal negotiations are proceeding between the City and American and Comcast; and

WHEREAS, the proposed extension will allow the parties time to conclude informal renewal negotiations and provide for review of the proposed renewal agreements by the City-County Council and the Cable Franchise Board or, if informal negotiations can not be concluded, to resume formal proceedings under Federal Law prior to expiration of the current cable franchises; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Upon recommendation of the Cable Franchise Board, the Chairman of the Cable Franchise Board and the Mayor are authorized to execute extensions of American's and Comcast's cable franchises until July 1, 1996, upon such terms as will protect the rights of both parties to the formal renewal proceedings as set forth in Federal Law.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 252, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 252, 1996 on April 22, 1996. The proposal approves the disbursement of a portion of the Community Development Block Grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 252, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Bradford, Coughenour, Curry, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

5 NOT VOTING: Brents, Coonrod, Dowden, Gilmer, Gray

1 ABSENT: Cockrum

Proposal No. 252, 1996 was retitled SPECIAL RESOLUTION NO. 34, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 34, 1996

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 30, 1991, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 86, 1995, 1996 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01. STATE, LOCAL AND FEDERAL GRANTS.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted its 1996 Community Development Block Grant Community Development Committee Recommendations, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The 1996 Community Development Block Grant Community Development Committee Recommendations, utilizing Community Development Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A
1996 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

- | | |
|---|-----------|
| 1. Business Opportunities Systems (BOS) | \$75,000 |
| Repairs to owner occupied residences with preference to low/low income and elderly homeowners. | |
| 2. Central Indiana Council on Aging (CICOA) The Access Network | \$250,000 |
| Repairs to owner occupied residences with preference to elderly and disabled persons residing outside CDC service areas. | |
| 3. Community Action of Greater Indianapolis/Southeast Neighborhood Improvements | \$25,000 |
| Collaborative project addressing Barrington area repairs to owner occupied residences. | |
| 4. Community Action of Greater Indianapolis | \$300,000 |
| County-wide programs for emergency home repairs affecting health and safety; Substantial rehabilitation of properties for home ownership to low/low income. | |
| 5. Concord Community Development Corporation | \$115,000 |
| Acquisition rehabilitation and sale of vacant houses. Repairs to owner occupied residences. | |
| 6. Eastside Community Investments, Inc. | \$175,000 |
| Repairs to owner occupied residences with preference to very low/ income homeowners. | |
| 7. Firefighters Museum and Survive Alive, Inc. | \$50,000 |
| Addition of classrooms and other instructional areas to facility for educating public in fire survival techniques. | |
| 8. Forest Manor/Northeast Area | \$70,625 |
| Repairs to owner occupied residences with preference to very low/ income homeowners. | |
| 9. King Park Area Development Corporation | \$75,000 |
| Repairs to owner occupied residences with preference to very low/ income homeowners. | |
| 10. Mapleton Fall Creek Development Corporation | \$140,000 |
| Scattered site acquisition and rehabilitation of rental properties for very low income tenants. | |

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- | | |
|---|-----------|
| 11. Martin Luther King Community Development Corporation | \$91,400 |
| Funds a portion of acquisition, demolition, new construction of a project to complement other new construction in the area. Repairs to owner occupied residences with preference to low/ to moderate income homeowners. | |
| 12. Martindale Brightwood Community Development Corporation | \$200,000 |
| Acquisition, rehabilitation and sale of structures to first-time homebuyers. Repairs to owner occupied residences with preference to low/ income homeowners | |
| 13. Near North Development Corporation | \$90,000 |
| Acquisition of a deteriorated commercial structure for housing conversion. | |
| 14. Partners in Housing Development Corporation | \$200,000 |
| Acquisition of a deteriorated, vacant, downtown structure for residential conversion for very low income persons. Includes space for employment programs. | |
| 15. Pathway to Recovery, Inc. | \$20,470 |
| Conversion of an existing structure in Herron Morton Place, to transitional housing units. | |
| 16. Southeast Neighborhood Development (SEND) | \$95,000 |
| Acquisition, rehabilitation and sale of structures to first-time homebuyers. Repairs necessary for health and safety to owner occupied residences with preference to elderly and disabled persons. | |
| 17. United Northwest Area Development Corporation | \$170,000 |
| Repairs to owner occupied residences with preference to low/ to moderate income homeowners. Acquisition, rehabilitation and sale of structures to first-time homebuyers. | |
| 18. Westside Community Development Corporation | \$200,000 |
| Repairs to owner occupied residences with preference to elderly and very low income homeowners. Scattered site acquisition and rehabilitation of rental properties for very low income tenants. | |
| 19. West Indianapolis Development Corporation | \$200,000 |
| Conversion of abandoned school for elderly housing and social services programs. Repairs to owner occupied residences with preference to elderly, single female heads of households and very low income homeowners. | |

PROPOSAL NO. 255, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 255, 1996 on April 10, 1996. The proposal establishes the County Child Advocacy Fund as a nonreverting fund. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 255, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Cockrum

Proposal No. 255, 1996 was retitled GENERAL ORDINANCE NO. 58, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 1996

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Article II of Chapter 135.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article II, Chapter 135 of the Revised Code of Indianapolis and Marion County is hereby amended by inserting the language underlined as follows:

ARTICLE II. NONREVERTING COUNTY FUNDS
DIVISION 5. COUNTY CHILD ADVOCACY FUND

Sec. 135-311. County Child Advocacy Fund.

(a) There is hereby created a special, nonreverting fund for the purpose of assisting in developing interdisciplinary responses to child abuse and neglect situations, to be designated as the "County Child Advocacy Fund." The fund consists of amounts deposited under IC 33-19-7-1(d), and the county auditor shall administer the fund.

(b) This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of the year, and such balances shall not lapse into the county general fund or be diverted, directly or indirectly, in any manner other than that set forth in subsection (c).

(c) Moneys in the County Child Advocacy Fund may be appropriated only at the discretion of the city-county council to address child abuse and neglect prevention or intervention.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 260, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 260, 1996 on April 10, 1996. The proposal is an appropriation of \$48,462 for the Marion County Public Defender Agency to pay for the consolidation of five contract positions into two full-time positions effective May 1, 1996 financed by transfers within the agency's County General Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor O'Dell, for adoption. Proposal No. 260, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
1 NAYS: *Black*
1 ABSENT: *Cockrum*

Proposal No. 260, 1996 was retitled FISCAL ORDINANCE NO. 41, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Forty-eight Thousand Four Hundred Sixty-two Dollars (\$48,462) in the County General Fund for purposes of the Marion County Public Defender Agency and the County Auditor and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,u) of the City-County Annual Budget for 1996, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency and the County Auditor to consolidate five (5) contract positions to two (2) full time positions effective 5-1-96 for a savings of \$25,565.

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SECTION 2. The sum of Forty-eight Thousand Four Hundred Sixty-two Dollars (\$48,462) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	36,347
 <u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	12,115
TOTAL INCREASE	48,462

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	48,462
TOTAL DECREASE	48,462

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 263, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 263, 1996 on April 11, 1996. The proposal authorizes execution of Amendment No. 4 to the Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for sewage treatment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 263, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Dowden, Schneider

1 ABSENT: Cockrum

Proposal No. 263, 1996 was retitled GENERAL RESOLUTION NO. 5, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1996

A GENERAL RESOLUTION ratifying and authorizing execution of an amendment to an existing Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage and wastewater by Indianapolis.

WHEREAS, by City-County Special Resolution No. 19, 1979 (Proposal No. 202, 1979) the City-County Council of the City of Indianapolis and Marion County, Indiana, approved and ratified an agreement the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage and wastewater by Indianapolis; and

WHEREAS, the existing agreement has been amended three (3) other times; and

WHEREAS, due to changes in the circumstances surrounding the operation and maintenance of the City's wastewater treatment facilities, the monitoring of specific pollutant parameters to calculate the variable charge paid for services under the agreement is no longer required, and the monitoring of volume of wastewater only in calculating the variable charge paid for services under the agreement would impose no additional costs upon, and may even result in a costs savings, both the City and Beech Grove wish to amend the existing agreement to change the method of calculating the variable charge from the existing method to a volume-based method; and

WHEREAS, the existing agreement provides that the City shall not make any connection within Beech Grove's service area nor shall Beech Grove make any connections within the City's service area unless an amendment to the agreement is executed; and such provision has necessitated two (2) of the three (3) prior amendments to the existing agreement; and the procedure to amend the agreement is cumbersome; both the City and Beech Grove wish to amend the existing agreement to allow connections of properties located within one party's sewer service area to the sewers of the other party when public convenience and necessity makes such a cross-connection desirable; and

WHEREAS, the Board of Public Works of the City of Indianapolis, by Resolution No. 3176-1996, dated April 1, 1996, approved this amendment; and

WHEREAS, the amendment is in the best interests of the City; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY INDIANA:

SECTION 1. Amendment No. 4 to the Agreement Between the City of Indianapolis and the City of Beech Grove for Sewage Transportation and Treatment Services, in the form submitted herewith, is hereby ratified and approved, and the Clerk directed to attach a copy of such amendment to the official copy of this resolution, and insert a copy in the permanent minutes of the Council.

SECTION 2. The Director of the Department of Public Works is hereby authorized to execute said amendment on behalf of the City of Indianapolis, as authorized by Board of Public Works Resolution No. 3176-1996.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 271-276, 1996 on April 17, 1996. He asked for consent to vote on Proposal Nos. 271-274 together. Consent was given.

PROPOSAL NO. 271, 1996. The proposal, sponsored by Councillor SerVaas, authorizes multi-way stops at Kimlough Avenue and 80th Street, and at Kimlough Avenue and Forest Boulevard (District 2). PROPOSAL NO. 272, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at Crittenden Avenue and 51st Street (District 6). PROPOSAL NO. 273, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at Norwaldo Avenue and 49th Street (District 6). PROPOSAL NO. 274, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at Eleanor Street and Jackson Street (District 18). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 271-274, 1996 were adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Franklin, Gilmer

1 ABSENT: Cockrum

Proposal No. 271, 1996 was retitled GENERAL ORDINANCE NO. 59, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4	Forest Blvd S, Kimlough Av	Kimlough Av	Stop
4	Kimlough Av, 80th St	Kimlough Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4	Forest Blvd S, Kimlough Av	None	All Way Stop
4	Kimlough Av, 80th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 272, 1996 was retitled GENERAL ORDINANCE NO. 60, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 6	Crittenden Av 51st St	Crittenden Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 6	Crittenden Av 51st St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 273, 1996 was retitled GENERAL ORDINANCE NO. 61, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 12	Norwaldo Av 49th St	49th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 12	Norwaldo Av 49th St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 274, 1996 was retitled GENERAL ORDINANCE NO. 62, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Eleanor St, Jackson St	Jackson St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Eleanor St, Jackson St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

April 29, 1996

PROPOSAL NO. 275, 1996. The proposal, sponsored by Councillor Smith, authorizes a speed limit of 25 mph on Candy Spots Drive from Riva Ridge Drive to Thompson Road (District 23). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal No. 275, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Brents, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

2 NOT VOTING: *Coughenour, Shambaugh*

1 ABSENT: *Cockrum*

Proposal No. 275, 1996 was retitled GENERAL ORDINANCE NO. 63, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limit, be, and the same is hereby, amended by the addition of the following, to wit:

25 MPH

Candy Spots Drive
from Riva Ridge Drive to Thompson Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 276, 1996. The proposal, sponsored by Councillor Dowden, authorizes a weight limit restriction on Johnson Road from Fall Creek Road to 75th Street (District 4). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 276, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *McClamroch*

1 ABSENT: *Cockrum*

Proposal No. 276, 1996 was retitled GENERAL ORDINANCE NO. 64, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS GROSS
Johnson Road, from
Fall Creek Road to Seventy-fifth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Franklin in memory of Louise Moore.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Louise Moore. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 12:25 a.m.

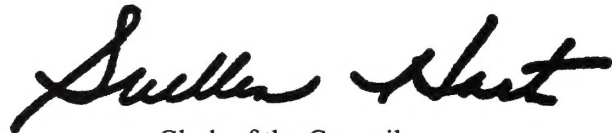
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 29th and 30th days of April, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MAY 20, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 on Monday, May 20, 1996, with Councillor SerVaas presiding.

Councillor Boyd led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Bradford recognized Washington Township Small Claims Court Judge Linda Huppert; recently-elected Washington Township Assessor Barry Wood; Washington Township Board President Ralph Jones; and former Councillor Steve West. Councillor Cockrum acknowledged the presence of another former Councillor David Jones. Councillor Franklin recognized the Mayor of the City of Lawrence Tom Schneider, Deputy Mayor Mike Lawson, and everyone from the City of Lawrence who was present. Councillor Coughenour introduced former Councillor Ray Irwin. Councillor Moores recognized her sister, State Representative Candi Morris from House District 94.

Councillor O'Dell introduced Lyn St. James, an Indianapolis 500 race driver, and Margot Eccles, Indianapolis Park Foundation Board member. Ms. Eccles introduced Wilber Shaw Jr.; Alan Demos, a Navy SeaBees representative and a Department of Parks and Recreation employee; Mel Grossman, Vice President Wabash Valley Broadcasting and Soap Box Derby Board member; Mike Smith, NBD Bank and Soap Box Derby Board member; Mark Bowell, Executive Director of the Indianapolis Park Foundation Board; and Ford Wilson, Director of the Soap Box Derby and President of the Soap Box Derby Foundation. Mr. Smith informed the Council of the renovation work in process on the Indianapolis Soap Box Derby Hill and the status of their fund raiser.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Hinkle asked for consent to amend the agenda and hear Proposal No. 327, 1996 immediately following the Presentation of Special Resolutions. Consent was given. Without objection, the agenda was adopted as amended.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of April 29, 1996. There being no additions or corrections, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 20, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

April 30, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, May 2, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 166, 247, 249, 256, 257, 262, 269, 309, 310, 312, 316, 317, 319, 320, and 322, 1996, said hearing to be held on Monday, May 20, 1996, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

May 20, 1996

May 9, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Friday, May 10, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal No.361, 1996, said hearing to be held on Monday, May 20, 1996, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

May 2, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

GENERAL ORDINANCE NO. 57, 1996: establishes the Regulatory Research and Review Committee of the City-County Council and adopts procedures requiring reviews of certain ordinance proposals and regulations

GENERAL ORDINANCE NO. 58, 1996: establishes the County Child Advocacy Fund as a nonreverting fund

GENERAL ORDINANCE NO. 59, 1996: authorizes multi-way stops at Kimlough Avenue and 80th Street, and at Kimlough Avenue and Forest Boulevard (District 2)

GENERAL ORDINANCE NO. 60, 1996: authorizes a multi-way stop at Crittenden Avenue and 51st Street (District 6)

GENERAL ORDINANCE NO. 61, 1996: authorizes a multi-way stop at Norwaldo Avenue and 49th Street

GENERAL ORDINANCE NO. 62, 1996: authorizes a multi-way stop at Eleanor Street and Jackson Street (District 18)

GENERAL ORDINANCE NO. 63, 1996: authorizes a speed limit of 25 mph on Candy Spots Drive from Riva Ridge Drive to Thompson Road (District 23)

GENERAL ORDINANCE NO. 64, 1996: authorizes a weight limit restriction on Johnson Road from Fall Creek Road to 75th Street (District 4)

FISCAL ORDINANCE NO. 30, 1996: an appropriation of \$4,480,000 for the Department of Parks and Recreation to make capital improvements financed by grants from Lilly Endowment

FISCAL ORDINANCE NO. 31, 1996: an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant

FISCAL ORDINANCE NO. 32, 1996: an appropriation of \$84,400 for the Department of Public Safety, Fire Division, to fully fund the 1996 purchase of firefighting apparatus financed from the City Cumulative Capital Development Fund balance

FISCAL ORDINANCE NO. 33, 1996: an appropriation of \$120,000 for the Metropolitan Emergency Communications Agency to replace 3 radio antenna towers used in the MECA system financed from the Metropolitan Emergency Communications Fund balance

FISCAL ORDINANCE NO. 34, 1996: an appropriation of \$100,000 for the Department of Metropolitan Development, Planning Division, to pay for infrastructure improvements financed by revenues from a Build Indiana Grant

FISCAL ORDINANCE NO. 35, 1996: an appropriation of \$1,300,000 for the Department of Metropolitan Development, Division of Economic and Housing Development and Division of Permits, to pay for various projects financed from the Consolidated County Fund and Redevelopment General Fund balances

FISCAL ORDINANCE NO. 36, 1996: an appropriation of \$83,341 for the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate increased funding for the Expedited Trial Program financed by a state grant

FISCAL ORDINANCE NO. 37, 1996: an appropriation of \$82,128 for the Marion County Public Defender Agency to fund a study by American University pursuant to Fiscal Ordinance No. 112, 1995 financed from the County General Fund balances

FISCAL ORDINANCE NO. 38, 1996: an appropriation of \$58,660 for the Marion County Public Defender Agency to pay for sentencing support services for indigent, non-violent, and drug-addicted defendants financed by a state grant

FISCAL ORDINANCE NO. 39, 1996: an appropriation of \$100,000 for the Department of Public Works, Administration, to pay for Brownfields Redevelopment Pilot Program financed by an EPA federal grant

FISCAL ORDINANCE NO. 40, 1996: an appropriation of \$260,000 for the Department of Parks and Recreation to make capital improvements financed from the Consolidated County Cumulative Capital Development Fund balance

FISCAL ORDINANCE NO. 41, 1996: an appropriation of \$48,462 for the Marion County Public Defender Agency to pay for the consolidation of five contract positions into two full-time positions effective May 1, 1996 financed by transfers within the agency's County General Fund

SPECIAL ORDINANCE NO. 5, 1996: authorizes the issuance of \$1,800,000 City of Indianapolis Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) to finance the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. and use in its orthopedic, prosthetic, and surgical appliance manufacturing business (District 17)

SPECIAL ORDINANCE NO. 6, 1996: authorizes the issuance of the \$8,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project) to finance the acquisition and rehabilitation of the existing 354 unit multi-family residential facility located at 6875 Faris Avenue (District 11)

GENERAL RESOLUTION NO. 3, 1996: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined

GENERAL RESOLUTION NO. 4, 1996: approves a preliminary determination for the County to enter into a lease with the Building Authority in connection with the financing of the proposed supplemental jail facility at 730 East Washington Street and 752 East Market Street

GENERAL RESOLUTION NO. 5, 1996: authorizes execution of Amendment No. 4 to the Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for sewage treatment

SPECIAL RESOLUTION NO. 33, 1996: approves an extension of the expiration dates of the cable franchises of American Cablevision and Comcast Cablevision until July 1, 1996

SPECIAL RESOLUTION NO. 34, 1996: approves the disbursement of a portion of the Community Development Block Grant

SPECIAL RESOLUTION NO. 25, 1996: recognizes the math team of Park Tudor School

SPECIAL RESOLUTION NO. 26, 1996: recognizes the Ben Davis High School boys State Champion basketball team

SPECIAL RESOLUTION NO. 27, 1996: congratulates the Indianapolis Police Department, North District, for winning the "Webber Seavey Award"

SPECIAL RESOLUTION NO. 28, 1996: remembers the life of Councillor Harold E. Hawkins

May 20, 1996

SPECIAL RESOLUTION NO. 29, 1996: recognizes Liam O'Riain, Director, 17th Golden Pages Dublin, Ireland, Marathon

SPECIAL RESOLUTION NO. 30, 1996: amends S.R. No. 81, 1995, by extending the expiration date for Brulin & Company, Inc. through August 31, 1996 at 2920 Dr. Andrew J. Brown Avenue (District 22)

SPECIAL RESOLUTION NO. 31, 1996: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 & 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8)

SPECIAL RESOLUTION NO. 32, 1996: authorizes the replacement of Bankers Trust Company as co-trustee with Dai-ichi Kangyo Trust Company of New York as replacement co-trustee (District 25)

Respectfully,
s/Stephen Goldsmith, Mayor

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 387, 1996. The proposal, introduced by Councillors Borst, Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, and Williams, expresses Council support of the Indianapolis Motor Speedway and the Hulman-George Family. Councillor Borst read the resolution and presented Mary and Tony George with a copy of the document and Council pins, and both expressed appreciation for the recognition. Councillor Shambaugh voiced his support also. Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 387, 1996 was adopted by a unanimous voice vote.

Proposal No. 387, 1996 was retitled SPECIAL RESOLUTION NO. 35, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 1996

A SPECIAL RESOLUTION expressing Council support of the Indianapolis Motor Speedway and the Hulman-George family.

WHEREAS, Indianapolis and Indiana are known throughout the world as the home of the Indianapolis Motor Speedway and it's annual Indianapolis 500; race, and

WHEREAS, additionally, associated with the race are exciting sports-related activities such as the Brickyard 400 race, the renovated Brickyard Crossing golf course, the 500 Festival parade and hundreds of local special events, parties, company and community goodwill opportunities and tremendous local enthusiasm and pride; and

WHEREAS, since the first Indianapolis 500 race in 1911 controversies have arisen from time to time, but the track and the community have mutually weathered wars, fuel shortages, feuding sanctioning bodies, turbine engines, weather, economic recessions and now another racing controversy; and

WHEREAS, through it all, the race and the community have only grown stronger; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis Motor Speedway and the Indianapolis community have been strong civic partners since the days before rear view mirrors and tubeless tires, and have stood side by side through good times and lean.

SECTION 2. The Council reaffirms its support for the IMS and the Hulman-George family in their effort to produce a plan for the future that secures the Indianapolis 500's rich heritage as the premier auto racing event in the world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 388, 1996. The proposal, sponsored by Councillor Gray, recognizes Emmerich Manual Coach Raymond C. Schultz. Councillor Gray read the proposal and presented Mr. Schultz with a copy of the resolution and a Council pin. Mr. Schultz expressed his appreciation for the recognition. Councillor Gray moved, seconded by Councillor Jones, for adoption. Proposal No. 388, 1996 was adopted by a unanimous voice vote.

Proposal No. 388, 1996 was retitled SPECIAL RESOLUTION NO. 36, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 36, 1996

A SPECIAL RESOLUTION recognizing Emmerich Manual coach Raymond C. Schultz.

WHEREAS, this spring, Raymond C. Schultz is retiring after devoting his past 33 years as teacher, coach and athletic director at IPS's Emmerich Manual High School; and

WHEREAS, Coach Schultz was himself an All-American athlete student at Manual, then went on to become a letterman at Purdue University; and

WHEREAS, Coach Schultz has an outstanding chronicle of accomplishments at Manual including 16 All-State, 23 All-City and one All-American student-athletes, the Manual athletic field is named in his honor, he was instrumental in raising the funds to equip the school's weight room, and he organized the Manual Redskin Football Family--the most complete program for student athletes in the Indianapolis Public Schools; and

WHEREAS, he has been President of the Indianapolis-Marion County Athletic Director's Association, Executive Director of the Manual Athletic Booster Club, a frequent speaker for the Fellowship of Christian Athletes, has authored articles, handbooks and a film, and is a National Football League scout; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks retiring Emmerich Manual High School coach Raymond C. Schultz for his many years of dedicated public education service.

SECTION 2. The values of hard work, sportsmanship, honesty and decency will live on for many decades to come in the minds of the thousands of young people who learned from Coach Schultz during the past three decades.

SECTION 3. The Council wishes him well during his retirement years.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 389, 1996. The proposal, introduced by Councillor Golc, recognizes Colts strength and conditioning coach Tom Zupancic. Councillor Golc read the proposal and presented a copy of the document and a Council pin to Mr. Zupancic, who expressed his

appreciation for the recognition. Councillor Golc moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 389, 1996 was adopted by a unanimous voice vote.

Proposal No. 389, 1996 was retitled SPECIAL RESOLUTION NO. 37, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1996

A SPECIAL RESOLUTION recognizing Colts strength and conditioning coach Tom Zupancic.

WHEREAS, Tom Zupancic has been the strength and conditioning coach for the Indianapolis Colts since the NFL team moved to this city, and for good reason--he's the best in the National Football League according to an award given last year by his peers; and

WHEREAS, a Cathedral High School product, Mr. Zupancic then went on to Indiana Central University where he was a three-time collegiate wrestling champion, a four-year grid letterman and the most physically powerful weight lifter in the history of U of I athletics; and

WHEREAS, Zupancic has been a part of four USA National Wrestling Teams, was an alternate on the 1980 and 1984 USA Greco-Roman Olympic wrestling teams, ranks 14th in the world among all-time super heavyweights, has done a 600-pound bench press and has won 86 state, regional and national powerlifting exhibitions; and

WHEREAS, beyond his work with Colts athletes, he operates a gymnasium and generously donates his time for motivational talks on goal setting and positive thinking in schools, and helps the Special Olympics and other groups raise funds; and

WHEREAS, the University of Indianapolis recognized him recently with the establishment of the Zupancic Wall of Champions for outstanding student athletes; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Indianapolis Colts NFL football team strength and conditioning coach Tom Zupancic.

SECTION 2. He serves as an inspiration and as a positive role model for many others, especially young athletes, for physical strength and mental character.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 390, 1996. The proposal, sponsored by Councillors McClamroch, Hinkle, Bradford, Dowden, and Schneider, recognizes the public service of Richard L. Cunningham. Councillor McClamroch commented that Mr. Cunningham served successfully and with distinction and was a very good public servant. Councillor McClamroch read the proposal and presented Mr. Cunningham with a copy of the resolution and a Council pin. Mr. Cunningham expressed his appreciation for the recognition. Mr. Cunningham's family was also present. Councillor McClamroch moved, seconded by Councillor Hinkle, for adoption. Proposal No. 390, 1996 was adopted by a unanimous voice vote.

Proposal No. 390, 1996 was retitled SPECIAL RESOLUTION NO. 38, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 38, 1996

A SPECIAL RESOLUTION recognizing the public service of Richard L. Cunningham.

WHEREAS, Richard L. Cunningham is a graduate of the Indianapolis Public Schools, Purdue University and several specialized banking and real estate courses; and

WHEREAS, he served in the U.S. Army during the Korean War, was Director of the Indiana Aeronautics Commission under three Governors, was a banker, the president of two aviation companies, was Personnel Director of the City of Indianapolis and served this county and citizens of Washington Township well as Washington Township Assessor from 1974 to 1996; and

WHEREAS, as Washington Township Assessor, Mr. Cunningham set high standards for himself and his staff, emphasized fair and equal treatment of all taxpayers, never once exceeded his annual office budget and steadily improved upon each succeeding property reassessment; and

WHEREAS, Mr. Cunningham has a strong commitment to his family and Church, to the principals of honest and progressive government, to the Republican Party and has been a good and valued friend of the Council for over two decades; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the many years of dedicated and exemplary public service rendered by Washington Township Assessor Richard L. Cunningham.

SECTION 2. Indianapolis, Marion County and the townships have been made great by the many conscientious, dedicated and skilled men and women such as Dick Cunningham.

SECTION 3. The Council wishes Mr. Cunningham the best of good health and happiness in his retirement years.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

The President stated that a public hearing was not scheduled for Proposal No. 327, 1996, but because of the large number of partisans on both sides of this question, he has set aside ten minutes for viewpoints to be offered through spokesmen for each group.

PROPOSAL NO. 327, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 327, 1996 on May 14, 1996. The proposal, sponsored by Councillor Hinkle, provides for voter's referendums to authorize applications (1) to conduct pari-mutuel wagering on horse races at race tracks and (2) to operate satellite facilities for off-track pari-mutuel wagering on horse races. Councillor Curry stated that in 1988 a state referendum provided for wagering on horse races. To proceed with another referendum now with an off-track betting parlor already in place in Marion County, might essentially set up a monopoly relationship for the present off-track betting group. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved that the Committee report to strike be upheld.

The following persons spoke in favor of a referendum and against striking Proposal No. 327, 1996: Pam Sheads, Ron Brown, Pastor Donald Mitchell, and Frank Hoffman.

The following persons spoke against a referendum and in favor of striking Proposal No. 327, 1996: Lawrence Mayor Tom Schneider, Tommy O'Donnell, and Bob Dittmer.

Councillor Short read the following statement:

As you know, since its original passage in Indiana I've been involved in various aspects of the pari-mutuel, horse racing, and gaming industry. While I do not currently represent any clients with pari-mutuel or horse racing interests, I feel based on my past involvement that if I were to inject myself into debate at this time, it would certainly create an appearance of conflict of interest. As we are all aware in the public political process, that we will solidly swear to preserve republic trust which has been given to us. It is for this reason, Mr. Chairman, that I would like to go on record as "Abstaining" from the debate and the vote on Proposal No. 327, 1996.

Councillor Hinkle stated that this proposal will allow residents to vote at the ballot box on whether they want to allow more pari-mutuel horse-racing facilities into Marion County. He urged the Councillors to vote "no" on the motion to strike and to allow the referendum to proceed.

Councillors Dowden, Talley, Moores, Smith, Boyd, Black, Borst, Gilmer, Franklin, and Coonrod all voiced their support of the Committee's recommendation to strike.

Councillors Schneider and Coughenour both spoke against the motion to strike.

The President asked the Council to vote on the motion to strike Proposal No. 327, 1996. Proposal No. 327, 1996 was stricken on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Jones, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
5 NAYS: Brents, Coughenour, Hinkle, Massie, Schneider
1 NOT VOTING: Short

[Clerk's Note: The Council took a fifteen-minute recess. Councillor Williams left during this recess because of illness.]

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 362, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Comprehensive Zoning Maps of Marion County by updating base maps #7D, #14C, and #50C (96-AO-2)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 363, 1996. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 364, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite

care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 365, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 366, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease space at 151 South East Street for customer service for the Department of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 367, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 368, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Sections 23-50 and 23-53 concerning the code of ethics"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 369, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 370, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning activities in the right-of-way"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 371, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 372, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 373, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal for Washington

Street at the entrance to the new White River State Park (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 374, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 375, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 376, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for New Augusta Woods Subdivision (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 377, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 378, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Eagles Watch Subdivision (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 379, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 380, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 14th Street and Shortridge Road (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 381, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 382, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on a segment of 46th Street (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 383, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 384, 1996. Withdrawn.

PROPOSAL NO. 385, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 386, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 414, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Stuart Rhodes to the Cable Franchise Board"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Borst reported that the Economic Development Committee met on May 16, 1996 and heard Proposal Nos. 305, 391, 392, 393, and 394, 1996.

PROPOSAL NO. 305, 1996. The proposal is an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Black, for adoption. Proposal No. 305, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 ABSENT: Williams

Proposal No. 305, 1996 was retitled SPECIAL RESOLUTION NO. 39, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

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WHEREAS, Oakland Civic Charities Foundation, a Michigan not-for-profit corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities commonly referred to as the Summit House Project consist of the acquisition, renovation and equipping of the existing one hundred sixty-two (162) unit multi-family residential facility located at 38th and Meridian Streets, Indianapolis, Indiana on approximately 3.5 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (two (2) jobs) plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Six Million Nine Hundred Fifty Thousand Dollars (\$6,950,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the

Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 391, 1996. The proposal authorizes the issuance of economic development revenue bonds in an amount not to exceed \$5,000,000 for the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 22) (White Arts, Inc. Project). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Talley, for adoption. Proposal No. 391, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*
0 NAYS:
1 NOT VOTING: *Coughenour*
1 ABSENT: *Williams*

Proposal No. 391, 1996 was retitled SPECIAL ORDINANCE NO. 7, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$5,000,000 City of Indianapolis, Indiana Variable Rate Demand Economic Development Revenue Bonds, Series 1996 (White Arts, Inc. Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of White Arts, Inc. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to acquire, construct and equip approximately a 3,000 square foot expansion to its existing plant located at 1203 East St. Clair and to acquire certain printing equipment for use in the Company's commercial printing business (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the Project by issuing its \$5,000,000 City of Indianapolis, Indiana Variable Rate Demand Economic Development Revenue Bonds, Series 1996 (White Arts, Inc. Project) (the "Bonds"); and

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WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on May 15, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, advised the Issuer of the results of such hearing and adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of May 1, 1996 by and between the Issuer and The Fifth Third Bank of Central Indiana, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement") dated as of May 1, 1996, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, the Preliminary Private Placement Memorandum, the Bond Placement Agreement between the Company and Seasingood and Mayer (the "Placement Agent"), the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed Five Million Dollars (\$5,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Private Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Private Placement Memorandum is hereby authorized to certify to the Placement Agent that the information in the Preliminary Private Placement

Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Private Placement Memorandum.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Indenture and the Indenture. The use of a Final Private Placement Memorandum substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 392, 1996. The proposal amends S.R. No. 34, 1996, as amended, by extending the expiration date through December 31, 1996 at 4803 Round Lake Road (District 4) (Willowbrook Park, L.P.). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Dowden, for adoption. Proposal No. 392, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 ABSENT: Williams

Proposal No. 392, 1996 was retitled SPECIAL RESOLUTION NO. 40, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 81, 1995, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and

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equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 87, 1995, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Willowbrook Park, L.P. (the "Company") which Inducement Resolution set an expiration date of May 31, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of May 31, 1996, contained therein and replacing said date with the date of November 30, 1996.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 393, 1996. The proposal is an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,000,000 to proceed with the acquisition of machinery, equipment and/or other fixtures, and the expansion of the existing building located at 1121 East 24th Street (District 10). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal No. 393, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Boyd, Coughenour, Franklin

1 ABSENT: Williams

Proposal No. 393, 1996 was retitled SPECIAL RESOLUTION NO. 42, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Indiana Veneers Corp., an Indiana corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds

of an economic development financing to the Applicant for the same, said economic development facilities consist of certain foundation work and structural reconfiguration to its existing building and the acquisition of certain machinery and equipment to be used in the Applicant's existing manufacturing business located at 1121 East 24th Street, Indianapolis, Indiana (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (sixteen (16) jobs) and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and installation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed One Million Dollars (\$1,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the construction, acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires November 30, 1996, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance

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with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 394, 1996. The proposal authorizes the execution of an Assignment and Assumption Agreement in connection with the restructuring and refinancing of the Canal Square Project located at the intersection of New York Street and West Street (District 16). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Brents, for adoption. Proposal No. 394, 1996 was adopted on the following roll call vote; viz:

28 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

1 ABSENT: *Williams*

Proposal No. 394, 1996 was retitled SPECIAL ORDINANCE NO. 9, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1996

A SPECIAL ORDINANCE approving the execution of an Assignment and Assumption Agreement relating to the previously issued City of Indianapolis, Indiana Multi-Family Housing Refunding Revenue Bonds, Series 1989 (Canal Square Project) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (the "Act"), has been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing of economic development facilities and refunding of such financings constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may pursuant to the Act issue revenue bonds and lend the proceeds thereof to a corporation for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") has previously issued its \$12,300,000 Multi-Family Housing Refunding Revenue Bonds, Series 1989 (Canal Square Project) (the "Bonds") pursuant to that certain Trust Indenture, as amended, dated as of January 1, 1989 from the Issuer to Bank One Indianapolis, N.A. (the "Trustee"),

WHEREAS, the Issuer issued the Bonds to refinance certain indebtedness incurred in connection with the financing of a multi-family housing project within the City of Indianapolis, Indiana, commonly known as Canal Square Apartments (the "Project"), including necessary expenses incidental to the issuance of the Bonds;

WHEREAS, Canal Square Limited Partnership, an Indiana limited partnership (the "Assignor") desires to assign all of its right, title and interest in and to that certain Loan Agreement, as amended (the "Loan Agreement"), dated as of January 1, 1989, by and between the Issuer and the Assignor, the Trust Indenture, as amended, dated as of January 1, 1989 securing the Bonds (the "Indenture"), the Promissory Note of the Assignor in the principal amount of \$12,300,000 dated as of February 1, 1989 (the "Note"), the Regulatory Agreement, as amended, dated as of January 1, 1989 relating to the Project (the "Regulatory Agreement") and the Remarketing Agreement dated as of January 1, 1989 among the Issuer, the Assignor, the Trustee and a remarketing agent (the "Remarketing Agent") to OTR, an Ohio general partnership (the "Assignee") and Assignee has agreed to assume all of the Assignor's obligations under the Loan Agreement, the Indenture, the Note, the Regulatory Agreement and the Remarketing Agreement, and other related documents;

WHEREAS, the Indianapolis Economic Development Commission on May 15, 1996 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Assignment and Assumption Agreement (the "Assignment and Assumption Agreement") in the form presented at that meeting complies with the purposes and provisions of the Act and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Assignment and Assumption Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Assignment and Assumption Agreement will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Assignment and Assumption Agreement approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Assignment and Assumption Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Assignment and Assumption Agreement approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Assignment and Assumption Agreement approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance, the Assignment and Assumption Agreement shall constitute a contract binding between the City of Indianapolis and the parties to the Assignment and Assumption Agreement and after the execution of the Assignment and Assumption Agreement, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Assignment and Assumption Agreement shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 395-400, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 16, 1996." The Council did not schedule Proposal Nos. 395-400, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 395-400, 1996 were retitled REZONING ORDINANCE NOS. 107-112, 1996 and are identified as follows:

REZONING ORDINANCE NO. 107, 1996. 96-Z-41

7141 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18.

AMERICAN STORE PROPERTIES, INC., by Michael D. Keele, requests a rezoning of 0.2 acre, being in the D-5 District, to the C-3 classification to provide for commercial development including the construction of a retail drug/pharmacy store.

REZONING ORDINANCE NO. 108, 1996. 96-Z-54

3225 WEST 75TH STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2.

421 REALTY COMPANY, INC. requests a rezoning of 1.16 acre, being in the C-4 District, to the D-3 classification to provide for the placement of a residential structure on the lot.

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REZONING ORDINANCE NO. 109, 1996. 96-Z-65
3630 GUION ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 9.
INDIANAPOLIS OSTEOPATHIC HOSPITAL, INC., by James L. Tuohy, requests a rezoning of 40 acres, being in the SU-6(F)(FW), D-3(F)(FW) and C-1(F)(FW) Districts, to the HD-1(F)(FW) classification to provide for an existing hospital use and future hospital related development.

REZONING ORDINANCE NO. 110, 1996. 96-Z-67
6250 CHURCHMAN AVENUE (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23
K.L. PRESNELL RESIDENTIAL DEVELOPMENT, INC., requests a rezoning of 6.18 acres, being in the D-A District, to the D-4 classification to provide for the construction of a single-family residential development.

REZONING ORDINANCE NO. 111, 1996. 96-Z-69
6101 GRANDVIEW DRIVE (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2
INDIANAPOLIS PARKS & RECREATION requests a rezoning of 43 acres, being in the D-2 and PK-1 Districts, to the PK-1 classification to provide for a park and recreation use and to correct a mapping error.

REZONING ORDINANCE NO. 112, 1996. 96-CP-8Z
933-967 MILEY AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16.
DIALYSIS CLINIC, INC., by Cameron F. Clark, requests a rezoning of 1.288 acres, being in the D-5(RC), I-2-U(RC), and I-4-U(RC) Districts, to the C-1(RC) classification to provide for office uses including the construction of a medical office building for a dialysis clinic.

PROPOSAL NOS. 401-412, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 16, 1996." The Council did not schedule Proposal Nos. 401-412, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 401-412, 1996 were retitled REZONING ORDINANCE NOS. 113-124, 1996 and are identified as follows:

REZONING ORDINANCE NO. 113, 1996. 96-CP-14Z
1075 SOUTH TIBBS AVENUE (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17
CHRYSLER CORPORATION, by Richard S. VanRheenen, requests a rezoning of 6.746 acres, being in the SU-13 District, to the I-4-U classification to provide for employee parking for an adjacent industrial facility.

REZONING ORDINANCE NO. 114, 1996. 96-Z-18 (96-DP-2)
4650 SENOUR ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
TIMBERWOOD, by Thomas Michael Quinn, requests a rezoning of 423.0 acres, being in the D-A(F)(FW) District, to the D-P(F)(FW) classification to provide for construction of 488 lots for single-family residential development with a golf course, an office or daycare facility and neighborhood commercial development.

REZONING ORDINANCE NO. 115, 1996. 96-Z-66 (96-DP-6)
222 SOUTH DOWNEY AVENUE (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
CHRISTIAN CHURCH SERVICES, INC., by James W. Beatty, requests a rezoning of 4.9587 acres, being in the D-5 District, to the D-P classification to provide for planned unit development consisting of 80-units for elderly housing within an existing building.

REZONING ORDINANCE NO. 116, 1996. 96-Z-19 (Amended)
9310 and 9330 CORPORATION DRIVE (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 3.

R.P. WURSTER, L.P., by Brian J. Tuohy, requests a rezoning of 3.99 acres, being in the I-3-S District, to the C-S classification to provide for industrial and commercial uses including I-3-S permitted uses, limited C-7 permitted uses and limited C-ID permitted uses.

REZONING ORDINANCE NO. 117, 1996. 96-Z-51
4934, 4970 ROWNEY STREET and 1505 RILEY AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23.
DELIVERANCE TEMPLE requests a rezoning of 0.562 acre, being in the D-3 District, to the SU-1 classification to legally establish a church use and parking lot.

REZONING ORDINANCE NO. 118, 1996. 96-Z-73
42 WEST SOUTH STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16
DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.78 acre, being in the C-4(RC) District, to the CBD-2(RC) classification to provide for the hardsurfacing of a parking area and to conform zoning to the 1991 Regional Center Plan.

REZONING ORDINANCE NO. 119, 1996. 96-Z-75
1002-1012 WEST HANNA AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25
J. LEE & ROSE M. MCNEELEY, WILLIAM E. & DONNA MCINTYRE, by Mitch Sever, request a rezoning of 28.38 acres, being in the D-3(FF) District, to the I-2-S(FF) classification to provide for industrial uses.

REZONING ORDINANCE NO. 120, 1996. 96-Z-77
1813-1829 ROOSEVELT AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
EQUITY FUND VIII, L.P., by James B. Burroughs, requests a rezoning of 0.81 acre, being in the D-5 District, to the D-8 classification to provide for the construction of a multi-family residential development.

REZONING ORDINANCE NO. 121, 1996. 96-Z-80
3502-3534 DR. MARTIN LUTHER KING STREET and 948-950 WEST 35TH STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9
METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 1 acre, being in the C-3 District, to the D-5 classification to conform zoning to the residential use in accordance with the 1982 United Northwest area plan.

REZONING ORDINANCE NO. 122, 1996. 96-CP-10Z, 96-DP-5
1201-1325 EAST MICHIGAN STREET; 441-455 NORTH HIGHLAND AVENUE; and
440-460 BELL AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.
EQUITY FUND VIII, L.P., by James B. Burroughs, requests a rezoning of 2.02 acres, being in the C-2 District, to the D-P classification to provide for a multi-family and single-family planned unit development including 14 townhomes and 8 single-family residences.

REZONING ORDINANCE NO. 123, 96-CP-11Z (a) (formerly 96-Z-43(a))
3850 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5 and 14.
DAVIS DEVELOPMENT, L.P., by Thomas Michael Quinn, requests a rezoning of 60.492 acres, being in the D-7(FF) and C-3(FF) Districts, to the D-5II(FF) classification to provide for the construction of a residential subdivision.

REZONING ORDINANCE NO. 124, 1996. 96-CP-11Z (b) (formerly 96-Z-43(c))
3848 NORTH GERMAN CHURCH ROAD (rear) (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5 & 14.
DAVIS DEVELOPMENT, L.P., by Thomas Michael Quinn, requests a rezoning of 0.058 acre, being in the D-7(FF) District, to the C-3(FF) classification to provide for neighborhood commercial development.

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Councillor Coughenour asked for consent to suspend the rules and hear Proposal No. 367, 1996 at this meeting. She said that the Public Works Committee discussed the proposal at its May 8th meeting. The President ruled that Proposal No. 367, 1996 would be heard under Special Orders, Final Adoption.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 166, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 166, 1996 on March 28, 1996. On April 8, 1996, the Council adopted the proposal. Proposal No. 166 is being heard again because the notice of public hearing for this proposal was not published until May 2, 1996. The proposal is an appropriation of \$13,900,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund. By a 6-0 vote on March 28, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:56 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal No. 166, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Black

1 ABSENT: Williams

Proposal No. 166, 1996, as amended, was retitled FISCAL ORDINANCE NO. 24, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Six Million Eight Hundred Thousand Dollars (\$6,800,000) in the Sanitation General Fund, an additional Four Million Five Hundred Dollars (\$4,500,000) in the Transportation General Fund an additional One Million Dollars (1,000,000) in the City Cumulative Capital Development Fund, an additional Seven Hundred Thousand Dollars (\$700,000) in the Parking Meter Fund, and an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Solid Waste Disposal Fund, and an additional Six Hundred Fifty Thousand Dollars (\$650,000) in the Flood General Fund for purposes of the Department of Capital Asset Management, Asset Management Division and reducing the unappropriated and unencumbered balances in the Sanitation General, Transportation General, and Flood Control General Funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (m) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Capital Asset Management, Asset Management Division, to expand the 1996 Capital Improvement Budget

SECTION 2. The sum of Thirteen Million Nine Hundred Thousand Dollars (\$13,900,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF CAPITAL ASSET MANAGEMENT

ASSET MANAGEMENT DIVISION

3. Other Services and Charges

4. Capital Outlays

TOTAL INCREASE

SANITATION GENERAL FUND

500,000

6,300,000

6,800,000

ASSET MANAGEMENT DIVISION

3. Other Services and Charges

4. Capital Outlays

TOTAL INCREASE

TRANSPORTATION GENERAL FUND

200,000

4,300,000

4,500,000

ASSET MANAGEMENT DIVISION

3. Other Services and Charges

4. Capital Outlays

TOTAL INCREASE

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

100,000

900,000

1,000,000

ASSET MANAGEMENT DIVISION

4. Capital Outlays

TOTAL INCREASE

PARKING METER FUND

700,000

700,000

ASSET MANAGEMENT DIVISION

4. Capital Outlays

TOTAL INCREASE

SOLID WASTE DISPOSAL FUND

250,000

250,000

ASSET MANAGEMENT DIVISION

4. Other Services and Charges

TOTAL INCREASE

FLOOD GENERAL FUND

650,000

650,000

SECTION 4. The said additional appropriation is funded by the following reductions:

SANITATION GENERAL FUND

Unappropriated and Unencumbered

Sanitation General Fund

TOTAL REDUCTION

6,800,000

6,800,000

TRANSPORTATION GENERAL FUND

Unappropriated and Unencumbered

Transportation General Fund

TOTAL REDUCTION

4,500,000

4,500,000

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND

Unappropriated and Unencumbered

City Cumulative Capital Development Fund

TOTAL REDUCTION

1,000,000

1,000,000

PARKING METER FUND

Unappropriated and Unencumbered

Parking Meter Fund

TOTAL REDUCTION

700,000

700,000

SOLID WASTE DISPOSAL FUND

Unappropriated and Unencumbered

Solid Waste Disposal Fund

TOTAL REDUCTION

250,000

250,000

FLOOD GENERAL FUND

Unappropriated and Unencumbered

Flood General Fund

TOTAL REDUCTION

650,000

650,000

May 20, 1996

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 210, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 210, 1996 on May 1, 1996. The proposal is an appropriation to distribute \$1,424,769 of deferral fees to the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court financed by revenues in the Deferral Fee Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 210, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 ABSENT: Williams

Proposal No. 210, 1996, as amended, was retitled FISCAL ORDINANCE NO. 42, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Million Forty-two Thousand Two Hundred Forty Dollars (\$1,042,240) in the Deferral Fee Fund for purposes of the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Deferral Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v,b,y,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Courts for the distribution of deferral fees.

SECTION 2. The sum of One Million Forty-two Thousand Two Hundred Forty Dollars (\$1,042,240) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

PROSECUTING ATTORNEY

- 1. Personal Services
- 3. Other Services and Charges

DEFERRAL FEE FUND

161,133
139,225

COUNTY AUDITOR

- 1. Personal Services - fringes
- 3. Other Services and Charges

40,283
195,553

COUNTY SHERIFF

- 2. Supplies
- 3. Other Services and Charges
- 4. Capital Outlay

44,911
80,000
4,000

MARION COUNTY SUPERIOR COURT

3. Other Services and Charges	358,981
4. Capital Outlay	<u>18,154</u>
TOTAL INCREASE	1,042,240

SECTION 4. The said additional appropriation is funded by the following reductions:

DEFERRAL FEE FUND

Unappropriated and Unencumbered	
Deferral Fee Fund	<u>1,042,240</u>
TOTAL REDUCTION	1,042,240

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 247, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 247, 1996 on May 14, 1996. The proposal is an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:59 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Talley, for adoption. Proposal No. 247, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
1 ABSENT: Williams

Proposal No. 247, 1996 was retitled FISCAL ORDINANCE NO. 43, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty Thousand Five Hundred Five Dollars (\$20,505) in the County General Fund for purposes of the Lawrence Township Assessor and the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes the Lawrence Township Assessor and the County Auditor for paying the cost of buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's Office in 1996.

SECTION 2. The sum of Twenty Thousand Five Hundred Five Dollars (\$20,505) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

LAWRENCE TOWNSHIP ASSESSOR

1. Personal Services

COUNTY GENERAL FUND

17,885

May 20, 1996

COUNTY AUDITOR

1. Personal Services - fringes
TOTAL INCREASE

2,620
20,505

SECTION 4. The said additional appropriation is funded by the following reductions:

COUNTY GENERAL FUND

Unappropriated and Unencumbered
County General Fund
TOTAL REDUCTION

20,505
20,505

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 249, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 249, 1996 on May 13, 1996. The proposal is an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:02 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 249, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
1 ABSENT: Williams

Proposal No. 249, 1996 was retitled FISCAL ORDINANCE NO. 44, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Six Thousand Nine Hundred Fifty-one Dollars (\$106,951) in the Federal Grants Fund and Twenty-six Thousand Seven Hundred Thirty-eight Dollars (\$26,738) in the Transportation General Fund for purposes of the Department of Metropolitan Development, Division of Planning and reducing the unappropriated and unencumbered balance in the Transportation General and Federal Grants Funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division

SECTION 2. The sum of One Hundred Thirty-three Thousand Six Hundred Eighty-nine Dollars (\$133,689) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT

PLANNING DIVISION

3. Other Charges and Services
TOTAL INCREASE

FEDERAL GRANTS FUND

106,951
106,951

PLANNING DIVISION

3. Other Charges and Services
TOTAL INCREASE

TRANSPORTATION GENERAL FUND

26,738
26,738

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

106,951
106,951

TRANSPORTATION GENERAL FUND

Unappropriated and Unencumbered
Transportation General Fund
TOTAL REDUCTION

26,738
26,738

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 256, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 256, 1996 on April 10, 1996. The proposal is an appropriation of \$259,779 for the County Sheriff to pay for operational equipment, food, and supplies needed for the sub-basement and 5th floor of the East wing of the City-County Building financed by revenues from the County General Fund, Jail Reserve Account. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:03 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 256, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

4 NOT VOTING: Black, Boyd, Brents, SerVaas

1 ABSENT: Williams

Proposal No. 256, 1996 was retitled FISCAL ORDINANCE NO. 45, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Fifty-nine Thousand Seven Hundred Seventy- nine Dollars (\$259,779) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund Jail Reserve Account.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of operational equipment, food and supplies needed for the Sub-basement and 5th floor of the East wing of the City-County Building to be funded from the County General Fund Jail Reserve Account.

SECTION 2. The sum of Two Hundred Fifty-nine Thousand Seven Hundred Seventy-nine Dollars (\$259,779) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	47,503
3. Other Services and Charges	104,792
4. Capital Outlay	<u>107,484</u>
TOTAL INCREASE	259,779

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>259,779</u>
TOTAL REDUCTION	259,779

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 257, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 257, 1996 on April 10, 1996. The proposal is an appropriation of \$55,501 for the County Sheriff to pay for security and identification equipment needed to begin the screening of all personnel entering the West wing of the City-County Building financed from the County General Fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President stated that he understands that not everyone will be screened as they enter the West wing--some individuals will have passes. Councillor Dowden stated that some employees will have identification cards.

Councillor O'Dell asked if this new security program will require additional manpower. Councillor Dowden answered that it will require additional employees, but some of the personnel have already been assigned.

Councillor Borst stated that it was his understanding that everyone entering the West wing would be screened; therefore, he will be voting against this proposal.

The President called for public testimony at 10:09 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 257, 1996 was adopted on the following roll call vote; viz:

18 YEAS: Boyd, Bradford, Brents, Cockrum, Coughenour, Dowden, Franklin, Gilmer, Jones, McClamroch, Moores, Moriarty Adams, Schneider, Shambaugh, Short, Smith, Talley, Tilford
9 NAYS: Borst, Coonrod, Curry, Golc, Gray, Hinkle, Massie, O'Dell, SerVaas

1 NOT VOTING: Black

1 ABSENT: Williams

Proposal No. 257, 1996 was retitled FISCAL ORDINANCE NO. 46, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fifty-five Thousand Five Hundred One Dollars (\$55,501) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff and the purchase of security and identification equipment needed in the City-County Building to begin the screening of all personnel entering the West Wing of the City-County Building which houses most of the Superior Court-Criminal Division.

SECTION 2. The sum of Fifty-five Thousand Five Hundred One Dollars (\$55,501) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	3,650
4. Capital Outlay	<u>51,851</u>
TOTAL INCREASE	55,501

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>55,501</u>
TOTAL REDUCTION	55,501

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 262, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 262, 1996 on April 10, 1996. The proposal is an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 262, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Shambaugh, Short, Smith, Talley, Tilford
2 NAYS: Black, SerVaas

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2 NOT VOTING: Franklin, Schneider

1 ABSENT: Williams

Proposal No. 262, 1996 was retitled FISCAL ORDINANCE NO. 47, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 47, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Sixty-nine Thousand One Hundred Sixty-two Dollars (\$369,162) in the County General Fund for purposes of the Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund Jail Reserve Account.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor for providing operating dollars for security of inmates on the 5th floor of the City-County Building.

SECTION 2. The sum of Three Hundred Sixty-nine Thousand One Hundred Sixty-two Dollars (\$369,162) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	10,000
3. Other Services and Charges	356,662
 <u>COUNTY AUDITOR</u>	
1. Personal Service - fringes	2,500
TOTAL INCREASE	369,162

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	369,162
TOTAL REDUCTION	369,162

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 268, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 268, 1996 on May 14, 1996. The proposal, sponsored by Councillors Curry, Schneider, Dowden, and Bradford, approves the 96th Street/Castleton economic development area. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 10:12 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Dowden, for adoption. Proposal No. 268, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING Borst

1 ABSENT: Williams

Proposal No. 268, 1996, as amended, was retitled GENERAL RESOLUTION NO. 6, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 6, 1996

A GENERAL RESOLUTION approving the determination by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana that a certain geographic area designated as the "96th Street/Castleton Economic Development Area" is an economic development area pursuant to IC 36-7-15.1.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), pursuant to IC 36-7-15.1 and IC 36-7-25, both as amended (collectively referred to as the "Act"), on February 7, 1996, approved and adopted its Resolution No. 96-D-011 declaring the 96th Street/Castleton Economic Development Area as an "economic development area" as described in the Act (the "Declaratory Resolution"), which Declaratory Resolution was confirmed after a public hearing by Resolution No. 96-D-029, adopted on March 20, 1996; and

WHEREAS, the Commission has caused to be prepared maps and plats of the 96th Street/Castleton Economic Development Area (the "Economic Development Area"), and said maps and plats show the boundaries of the Economic Development Area, the location of various parcels of property, streets, alleys, and other features affecting the acquisition, clearance, replatting, replanning, rezoning or redevelopment or economic development of the Economic Development Area, and other public purposes under the 96th Street/Castleton Economic Development Area Plan (the "Economic Development Plan") for the Economic Development Area as adopted by the Commission; and

WHEREAS, the Economic Development Plan for the Economic Development Area has been presented to the City-County Council; and

WHEREAS, pursuant to the Act, the City-County Council desires to approve the determination that the geographic area described as the 96th Street/Castleton Economic Development Area in the Economic Development Plan is an economic development area pursuant to the Act; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the determination by the Commission that the geographic area described in the Economic Development Plan as the 96th Street/Castleton Economic Development Area is an economic development area pursuant to the Act. The creation and existence of this economic development area creates no presumptions regarding land use, especially with regard to urban conservation areas, and does not amend the Comprehensive Land use Plan affecting this economic development area.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 269, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 269, 1996 on May 14, 1996. The proposal, sponsored by Councillors Curry, Schneider, Dowden, and Bradford, approves the issuance of bonds in the amount of \$14,200,000 for the 96th Street/Castleton economic development area and the

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appropriation of proceeds on the bonds. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 10:14 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Schneider, for adoption. Proposal No. 269, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 ABSENT: Williams

Proposal No. 269, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 8, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1996

A SPECIAL ORDINANCE of the City of Indianapolis, Indiana (the "City") and the County of Marion, Indiana (the "County"), authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to provide for road improvements located within the City's jurisdiction, including all expenses in connection with or on account of the issuance of bonds therefore, and appropriating the sum of Fourteen Million Two Hundred Thousand Dollars (\$14,200,000) for such purposes.

WHEREAS, the Board of Capital Asset Management of the City of Indianapolis, Indiana, has found that it would be in the best interest of the City and its citizens to provide for road improvements as encompassed in the 96th Street/Castleton Economic Development Area Plan adopted by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, located within the City's jurisdiction, including, where necessary, the cost of acquiring land or rights-of-way for such purposes (the "Projects"), at an estimated total cost of Thirteen Million Seven Hundred Four Thousand Dollars (\$13,704,000), exclusive of all expenses necessary and incidental thereto and including all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the City has previously issued its City of Indianapolis Transportation Revenue Bonds, Series 1992 (the "1992 Bonds"), pursuant to a Trust Indenture dated as of December 1, 1992 (the "Original Indenture"), among the City, The Fifth Third Bank of Central Indiana, as trustee (the "Trustee") and The Fifth Third Bank, Cincinnati, Ohio, as registrar and paying agent (the "Registrar and Paying Agent"), which 1992 Bonds were payable from Revenues, comprised of Wheel Tax Distributions and Motor Fuel Tax Distributions (all as defined and described in the Original Indenture); and

WHEREAS, the costs of the Projects necessitate a further appropriation, and a request for such appropriation in an amount not to exceed Fourteen Million Two Hundred Thousand Dollars (\$14,200,000), and all investments earnings thereon, for these purposes has been filed, which request has been approved by the Controller with the recommendation that the total funds necessary to cover the appropriation be obtained by the issuance and sale of revenue bonds of the City which bonds would be issued on a parity with the 1992 Bonds; and

WHEREAS, this City-County Council did not include the proceeds of such bonds of the City in the regular budget; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the cost of the Projects, and the issuance of such bonds designated "City of Indianapolis Transportation Revenue Bonds, Series 1996" has been authorized to procure the necessary funds and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of this City-County Council has caused notice of a hearing on the appropriation to be published as required by law; and

WHEREAS, such public hearing on such appropriation was held at the meeting of this City-County Council on May 20, 1996, at 7:00 p.m. E.S.T., in the Public Assembly Room, on the Second Floor of the City-County Building, Indianapolis, Indiana, at which all taxpayers and interested persons had an opportunity to appear and express their views as to such additional appropriation; and

WHEREAS, IC 5-1.4 provides that a "qualified entity", which term includes the City, may issue and sell its bonds to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank"); and

WHEREAS, the Executive Director of the Bond Bank has expressed a willingness to purchase the Bonds (as hereinafter defined) in a negotiated sale subject to approval by the Board of Directors of the Bond Bank; and

WHEREAS, the City-County Council has determined that it will be in the best interest of the City to sell the Bonds to the Bond Bank in a negotiated sale; and

WHEREAS, the City-County Council now finds that the Projects are necessary and will be of general benefit to the City of Indianapolis, Indiana, and its citizens; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City shall proceed with the Projects, including all expenses in connection with or on account of the issuance of Bonds therefore.

SECTION 2. For the purpose of procuring funds to pay for the Projects, including all expenses in connection with or on account of the issuance of Bonds therefore, the City shall enter into a loan in an amount not to exceed Fourteen Million Two Hundred Thousand Dollars (\$14,200,000).

In order to procure the funds for such loan, the Controller of the City is hereby authorized and directed to have prepared and to issue and sell to the Bond Bank the revenue bonds of the City, which Bonds of the City shall be designated as "City of Indianapolis Transportation Revenue Bonds, Series 1996", in an aggregate principal amount or an aggregate issued amount not to exceed Fourteen Million Two Hundred Thousand Dollars (\$14,200,000) (the "Bonds"). The Bonds shall be issued pursuant to the Original Indenture as supplemented by a First Supplemental Indenture similar in form and substance to the Supplemental Indenture (the Original Indenture and the Supplemental Indenture are together the "Indenture") submitted herewith and on file with the Clerk (copies of which shall be attached to the official copy of this ordinance), and shall be issued on a parity with the 1992 Bonds. The Bonds may be issued as Capital Appreciation Bonds or Serial Bonds (all as defined in the Indenture) or a combination of both.

The Bonds shall have a final maturity no later than July 1, 2010, in amounts negotiated with the Bond Bank, shall have a net interest cost which does not exceed eight percent (8%), shall be sold at par or with an original issue discount which does not exceed forty percent (40%), shall be in a form similar in substance and content to the form of the Bond contained in the Supplemental Indenture and shall be secured by the irrevocable pledge of the Revenues (as defined in the Indenture).

The Bonds or a portion thereof may be redeemable prior to maturity with a premium upon terms and conditions as are further detailed through negotiation with the Bond Bank by the Controller of the City (the "Controller") and the Mayor of the City (the "Mayor") consistent with the best interest of the City and the terms of this Ordinance. Bonds redeemed in part may be exchanged for a Bond or Bonds of the same maturity in authorized denominations equal to the remaining principal amount.

SECTION 3. The Controller and the Mayor are hereby authorized and directed to sell the Bonds to the Bond Bank at a negotiated sale pursuant to a Qualified Entity Purchase Agreement between the City and the Bond Bank (the "Qualified Entity Purchase Agreement") similar in form and substance to the Qualified Entity Purchase Agreement attached hereto as Appendix II.

Prior to delivery of the Bonds, the Controller shall obtain a legal opinion as to the validity of the Bonds and shall furnish such opinion addressed to the Bond Bank. The cost of such opinion shall be

considered as part of the costs incidental to these proceedings and shall be paid out of proceeds of the Bonds or the bonds issued by the Bond Bank.

SECTION 4. The City-County Council hereby authorizes and directs the Mayor, the Controller, the Clerk, the Treasurer of the County, ex-officio Treasurer of the City, the Director of the Department of Capital Asset Management of the City or any other officer of the City and each of them, for and on behalf of the City, to prepare, execute and deliver any and all other instruments, letters, certificates, agreements and documents as the official executing the same determines is necessary or appropriate to consummate the transactions contemplated by this Ordinance, and such determination shall be conclusively evidenced by the execution thereof. The Supplemental Indenture, the Qualified Entity Purchase Agreement and the Bonds contemplated by this Ordinance shall, upon execution, as contemplated herein, constitute the valid, legal and binding obligations of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 5. The City-County Council hereby approves the Supplemental Indenture, the form of Bond contained therein and the Qualified Entity Purchase Agreement and the Mayor is hereby authorized and directed to execute, and the Clerk is hereby authorized and directed to attest and affix the seal of the City to, the Supplemental Indenture, the Bonds in the form attached to the Supplemental Indenture as Exhibit A and the Qualified Entity Purchase Agreement with such changes and revisions thereto as they deem necessary or appropriate to consummate the transaction contemplated hereby if such changes do not increase the interest rates, principal amount or discount in excess of that authorized in Section 2 or increase the security or revenues pledged in the Indenture, and such execution and attestation shall be conclusive evidence of their approval of such changes and revisions. The Supplemental Indenture, the Bonds and the Qualified Entity Purchase Agreement in the forms executed shall constitute the valid, legal and binding agreements of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 6. The Mayor is hereby authorized to execute the Bonds with his manual or facsimile signature, and the Clerk is hereby authorized to attest the Bonds with her manual or facsimile signature, and cause the seal of the City to be impressed or a facsimile thereof to be printed on the Bonds, all in the form and manner herein provided. Upon the consummation of the sale of the Bonds, the Controller and the Treasurer of the County, ex-officio Treasurer of the City, shall be authorized to receive from the Bond Bank the amount to be paid for the Bonds and deliver the Bonds to the Bond Bank in the manner provided by law.

SECTION 7. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for and on behalf of the County, to prepare, execute and deliver any and all instruments, letters, certificates, agreements or documents as the officer executing the same determines are necessary or appropriate to effect this pledge of the Revenues (as defined in the Indenture) and to consummate the transactions described in this Ordinance and the Appendices hereto, such determination to be conclusively evidenced by such officer's execution thereof.

SECTION 8. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for and on behalf of the county, to take any actions as such officer determines is necessary or appropriate to consummate the transactions contemplated by or to accomplish the purposes of this Special Ordinance, such determination to be conclusively evidenced by such officer's taking of such action.

SECTION 9. After passage and upon execution of the Qualified Entity Purchase Agreement by the Mayor and attestation by the City Clerk, this Special ordinance shall be irrevocable and shall not be amended until all the Bonds, including Additional Bonds (as defined in the Indenture) have been paid in full or are deemed no longer outstanding in accordance with the provisions of the Indenture.

SECTION 10. The proceeds derived from the sale of the Bonds herein authorized to be issued and all investment earnings thereon shall be, and they hereby are, appropriated by the City-County Council for the purpose of procuring funds to pay for the Projects, including all expenses in connection with or on account of the issuance of bonds thereof.

SECTION 11. Such appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the activities described in Section 10 above. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION 12. The Clerk of the City-County Council is hereby authorized and directed to certify a copy of this Special Ordinance together with such other proceedings and actions as may be necessary to the Marion County Auditor for certification to the State Board of Tax commissioners for the purpose of complying with IC 6-1.1-18-5.

SECTION 13. This Special Ordinance shall rescind and repeal any portions of any special ordinances or general ordinances of the City or County which conflict with the terms hereof if the conflict would have a material adverse impact on the Bonds, the security for the Bonds, the Indenture or the Supplemental Indenture.

SECTION 14. This Ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Curry asked for consent to postpone Proposal No. 309, 1996 until June 24, 1996. Consent was given.

PROPOSAL NO. 310, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 310, 1996 on May 14, 1996. The proposal, sponsored by Councillor Curry, is an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of \$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:17 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 310, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*
0 NAYS:
1 NOT VOTING: *Franklin*
1 ABSENT: *Williams*

Proposal No. 310, 1996 was retitled FISCAL ORDINANCE NO. 48, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Million Nine Hundred Eighty-nine Fifty-four Dollars (\$3,989,054) and transferring Three Million Seven Hundred Thirteen Eight Hundred Eighty-one Dollars (\$3,713,881) for the purposes of Information Services Agency and reducing the unappropriated and unencumbered balance in the ISA internal Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,ff) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases, transfers and reductions hereinafter stated for purposes of the Information Services Agency for the purpose of restructuring including outsourcing contract with SCT..

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SECTION 2. The sum of Three Million Nine Hundred Eighty-nine Fifty-four Dollars (\$3,989,054) and the transfer of Three Million Seven Hundred Thirteen Eight Hundred Eighty-one Dollars (\$3,713,881) is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>INFORMATION SERVICES INTERNAL SERVICES FUND</u>
3. Other Services and Charges	<u>7,702,935</u>
TOTAL INCREASE	7,702,935

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>INFORMATION SERVICES AGENCY</u>	<u>INFORMATION SERVICES INTERNAL SERVICES FUND</u>
1. Personal Services	2,149,788
2. Supplies	69,000
4. Capital Outlay	940,097
 <u>COUNTY AUDITOR</u>	
1. Personal Services-fringes	555,006
 Unappropriated and Unencumbered	
Information Services Internal Services Fund	<u>3,989,054</u>
TOTAL REDUCTION	7,702,935

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 312, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 312, 1996 on May 16, 1996. The proposal is an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:18 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 312, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Gilmer

1 ABSENT: Williams

Proposal No. 312, 1996 was retitled FISCAL ORDINANCE NO. 49, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Sixty Thousand Dollars (\$60,000) in the State Grants Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the State Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to carry out improvements in Perry Park.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>STATE GRANTS FUND</u>
4. Capital Outlays	<u>60,000</u>
TOTAL INCREASE	60,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE GRANTS FUND</u>
Unappropriated and Unencumbered	
State Grants Fund	<u>60,000</u>
TOTAL REDUCTION	60,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 317, 1996. The proposal is an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant. Councillor Dowden asked for consent to postpone Proposal No. 317, 1996, until June 24, 1996. Consent was given.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 316, 319, 320, and 322, 1996 on May 1, 1996. He asked for consent to vote on these four proposals together. Consent was given.

PROPOSAL NO. 316, 1996. The proposal is an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant. PROPOSAL NO. 319, 1996. The proposal is an appropriation of \$34,661 for the Marion County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant. PROPOSAL NO. 320, 1996. The proposal is an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant. PROPOSAL NO. 322, 1996. The proposal is an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant. By 7-0 votes, the Committee reported Proposal Nos. 316, 319, and 322, 1996 to the Council with the recommendation that they do pass. By a 7-0 vote, the Committee reported Proposal No. 320, 1996 to the Council with the recommendation that it do pass as amended.

May 20, 1996

The President called for public testimony at 10:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal Nos. 316, 319, 320, as amended, and 322, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Coonrod

1 ABSENT: Williams

Proposal No. 316, 1996 was retitled FISCAL ORDINANCE NO. 50, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Fifty-two Thousand Five Hundred Dollars (\$152,500) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to allocate an appropriation of increased funding from the State and Federal Grant Fund for the continuation of a comprehensive Traffic Safety Program in Marion County.

SECTION 2. The sum of One Hundred Fifty-two Thousand Five Hundred Dollars (\$152,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	55,000
3 Other Services and Charges	<u>97,500</u>
TOTAL INCREASE	152,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>152,500</u>
TOTAL REDUCTION	152,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 319, 1996 was retitled FISCAL ORDINANCE NO. 51, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Thirty-four Thousand Six Hundred Sixty-one Dollars (\$34,661) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA: '

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(bb,b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency and County Auditor to allocate an appropriation of increased funding from the State and Federal Grant Fund for the continuation of the Drug Use Forecasting program with the National Institute of Justice.

SECTION 2. The sum of Thirty-four Thousand Dollars Six Hundred Sixty-one Dollars (34,661) be and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	28,975
2. Supplies	750
3. Other Services and Charges	300

COUNTY AUDITOR

1. Personal Services -fringes	4,636
TOTAL INCREASE	34,661

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	34,661
TOTAL REDUCTION	34,661

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 320, 1996, as amended, was retitled FISCAL ORDINANCE NO. 52, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Thirty-six Thousand One Hundred Nineteen Dollars (\$336,119) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

May 20, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(bb,b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency and County Auditor to allocate an appropriation of increased funding from the State and Federal Grant Fund for the salaries for law enforcement officers in the pursuit of illegal drug activities.

SECTION 2. The sum of Three Hundred Thirty-six Thousand One Hundred Nineteen Dollars (\$336,119) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	159,079
3. Other Services and Charges	136,462
 <u>COUNTY AUDITOR</u>	
1. Personal Services -fringes	40,578
TOTAL INCREASE	336,119

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	336,119
TOTAL REDUCTION	336,119

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 322, 1996 was retitled FISCAL ORDINANCE NO. 53, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, for youth programs.

SECTION 2. The sum of Seventy-five Thousand Dollars (\$75,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

1. Personal Services
3. Other Services and Charges
TOTAL INCREASE

FEDERAL GRANTS FUND

15,000
60,000
75,000

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

FEDERAL GRANTS FUND

75,000
75,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 361, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 361, 1996 on May 16, 1996. The proposal is an appropriation of \$500,000 for the Department of Parks and Recreation to make capital improvements financed from the City Cumulative Capital Development Fund balance. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bradford stated that Ray Wallace, Director, Department of Parks and Recreation, and Ray Irwin, Indianapolis Greenways Project Manager, have met with him and have given him a great deal of information. He still has questions and reservations about the whole Canal project; therefore, he will not be able to support this proposal.

The President called for public testimony at 10:27 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 361, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

3 NAYS: Bradford, Hinkle, Schneider

1 NOT VOTING: Gilmer

1 ABSENT: Williams

Proposal No. 361, 1996 was retitled FISCAL ORDINANCE NO. 54, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the City Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

May 20, 1996

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for capital improvements to various parks.

SECTION 2. The sum of additional Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlays	<u>500,000</u>
TOTAL INCREASE	500,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	<u>500,000</u>
TOTAL REDUCTION	500,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 413, 1996. The proposal approves (or rejects) the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library. Councillor O'Dell stated that due to an interpretation of state law, he moved to recognize that this proposal has been introduced and to suspend the public hearing to be continued before the Municipal Corporations Committee on June 6. The motion was seconded by Councillor Smith, and passed by unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 367, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 367, 1996 on May 8, 1996. The proposal allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 367, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
1 NOT VOTING: Golc
1 ABSENT: Williams

Proposal No. 367, 1996 was retitled GENERAL ORDINANCE NO. 65, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 1996

A PROPOSAL FOR GENERAL ORDINANCE adding Sec. 23-40.5 of the Code of Indianapolis and Marion County to add a special conversion period for certain employees

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Section 23-40.5 of the Code of Indianapolis and Marion County is hereby added to read as follows:

Sec. 23-40.5. Special Conversion Period.

Notwithstanding Sec. 23-39(c), current employees of the Sewer and Drainage Operations Section of the Maintenance Operations Division of the Department of Public Works may elect to convert accrued sick leave in excess of one hundred forty four (144) hours to benefit leave at the rate of one (1) benefit leave hour for every two (2) sick leave hours. Such election must be made in writing to the department director prior to June 1, 1996 and, once made, may not be revoked. The conversion will be effective upon submission to the Director.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 229, 1996. The proposal appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board. Councillor Franklin asked for consent to postpone Proposal No. 299, 1996. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 264, 1996. Due to Councillor Coughenour's absence, Councillor Gilmer presided over the Public Works Committee meeting on May 8, 1996. Councillor Gilmer reported that the Public Works Committee heard Proposal No. 264, 1996 on May 8, 1996. The proposal amends the Code concerning towing and storage charges for abandoned vehicles. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Coughenour, for adoption.

Councillor Borst asked (1) how many of the abandoned vehicles are claimed by their owners, and (2) what is the rate of collection. Councillor Gilmer replied that the City collects approximately \$2000 per month. The cars are sold if they are not claimed. Michael Brink, Enterprise Development Analyst, stated that 25% of the cars that are towed are eventually reclaimed by the owners.

Proposal No. 264, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

May 20, 1996

2 NAYS: Black, Brents

3 NOT VOTING: Dowden, Golc, Schneider

1 ABSENT: Williams

Proposal No. 264, 1996 was retitled GENERAL ORDINANCE NO. 66, 1996, and reads as follows:

CITY COUNTY GENERAL ORDINANCE NO. 66, 1996

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana, Section 29-391, dealing with towing and storage charges for abandoned vehicles.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Code of Indianapolis and Marion County, Indiana is hereby amended by adding the language underlined and deleting the language stricken as follows:

Sec. 29-391. Towing and storage charges.

(a) An owner or lienholder who claims a vehicle impounded and declared abandoned by the Indianapolis Police Department shall be charged a towing fee and a per-day storage fee consistent with the provisions of the contract entered into between the department of public safety and franchised wreckers as provided in Division 2 of Article VI of Chapter 29 of the Code of Indianapolis and Marion County.

(b) Except as specified in subsection (a) above, an owner or lienholder who claims a vehicle removed and stored by the department of public works shall be charged a ~~fifteen dollar (\$15.00)~~ twenty-five dollar (\$25.00) towing fee and ~~two dollars (\$2.00)~~ ten dollars (\$10.00) per day storage fee. The storage fee shall be allowed to accumulate for a maximum period of sixty (60) days.

SECTION 2. The express or implied repeal or amendment by this ordinance of any other ordinance or part thereof does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining provisions can be given the effect intended by the Council in adopting this ordinance. To this end, the provisions of this ordinance shall be severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 308, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 308, 1996 on May 14, 1996. The proposal establishes administrative process for adjudication of parking tickets. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Massie, for adoption. Proposal No. 308, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Golc

1 ABSENT: Williams

Proposal No. 308, 1996 was retitled GENERAL ORDINANCE NO. 67, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 1996

A GENERAL ORDINANCE amending Chapter 103 of the "Revised Code of the Consolidated City and County" by adding a new Article IV to provide administrative adjudication of parking citations, and by amending Article III concerning the procedures of the ordinance violations bureau.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 103 of the "Revised Code of the Consolidated City and County" is hereby amended by adding a new Article IV, to read as follows:

ARTICLE IV. ADMINISTRATIVE ADJUDICATION OF PARKING CITATIONS

Sec. 103-71. Definitions.

As used in this article, the following terms shall have the meanings ascribed to them in this section:

parking citation means a citation issued pursuant to Article III of this chapter for an ordinance violation which is listed in the schedule in Section 103-52, and which pertains to the stopping, standing or parking of vehicles;

party and parties refers to the city and respondents; and,

respondent means a person to whom a notice of hearing is issued pursuant to Section 103-74 of this article.

Sec. 103-72. Administrative adjudication provided.

It is hereby declared to be the policy of the city that parking citations which are not resolved pursuant to the enforcement procedures under Article III of this chapter may be subject to enforcement in administrative proceedings as provided in this article.

Sec. 103-73. Hearing officers; appointment and term; compensation; qualifications; conduct.

(a) The administrative adjudication of a parking citation under this article shall be presided over by a hearing officer appointed by the mayor, subject to the approval of the city-county council. The mayor may appoint more than one hearing officer for contemporaneous terms, as necessary to address in an expeditious manner all parking citations referred to them pursuant to this article. Nothing in this section shall prohibit an individual who is an employee of the city from being appointed or serving as a hearing officer.

(b) A hearing officer shall be appointed for a term of one (1) year and until a successor is appointed, but shall serve at the pleasure of the mayor. A hearing officer may be reappointed for successive terms.

(c) A hearing officer shall not preside over a hearing if the hearing officer believes he or she is subject to disqualification, or if by motion of any party it appears that the hearing officer is subject to disqualification, for:

- (1) Bias, prejudice, or personal interest in the outcome of a hearing;
 - (2) Knowledge of a disputed evidentiary fact which might influence the decision;
 - (3) Failure to dispose of any motion or hearing in an orderly and reasonably prompt manner after written request by a party; or
 - (4) Any cause for which a judge of a court may be disqualified.
- (d) Except as to the subjects of hearing schedules and procedures, a hearing officer who:

- (1) Comments publicly on a hearing over which the hearing officer presides; or
- (2) Communicates directly or indirectly with a party or other individual who has an interest in the outcome of a hearing, without notice and opportunity for all parties to participate in the communication;

is subject to disqualification under this section.

Sec. 103-74. Notice of administrative hearing.

(a) Whenever the violations clerk reports to the city prosecutor that a person upon whom a parking citation was served pursuant to article III of this chapter has:

- (1) Appeared and denied the violation; or
- (2) Failed to appear at the ordinance violations bureau within ten (10) days of issuance of the citation; or
- (3) Failed to pay the specified civil penalty within seven (7) days after admitting the violation;

the city prosecutor may either file an enforcement action in court, or issue a notice of administrative hearing to the person upon whom the citation was served or to the person who is listed with the Indiana Bureau of Motor Vehicles as the registered owner of the vehicle identified on the citation.

(b) Service of notice of administrative hearing shall be by United States mail to the respondent's last known address, or by personal service. Service on an artificial person or a person incompetent to receive service shall be made on a person allowed to receive service under the rules governing civil actions in the courts. The city prosecutor shall keep a record of the time, date and manner of service.

(c) The city prosecutor shall cause a copy of each notice issued pursuant to this section to be delivered to the hearing officer who will preside over the hearing.

(d) Each notice of administrative hearing shall include the following information:

- (1) A caption for the hearing, which shall include the name of each party expected to participate in the hearing, and an official file or other reference number;
- (2) A statement of the date, time and place of the hearing;
- (3) A statement of the nature of the hearing, including the legal authority under which the hearing is to be held, and the parties' procedural rights at the hearing;
- (4) A statement of the date, time and place of each alleged violation as stated on the parking citations, and the maximum penalty which can be imposed thereupon;
- (5) The name, official title, and mailing address of the hearing officer and a telephone number through which information concerning the hearing may be obtained;
- (6) The name, official title, mailing address and telephone number of the person who has been designated to appear on behalf of the city; and,
- (7) A statement that a party who fails to respond to the notice of the hearing, or to participate in the hearing, may be held in default.

(e) Notice of administrative hearing shall be issued at least twenty (20) days prior to the date of the hearing.

Sec. 103-75. Pre-hearing procedures.

(a) Prior to the hearing, the hearing officer shall give the parties an opportunity to file documents or motions regarding matters such as continuances, discovery, and any other preliminary matters. At the time of filing, a party shall serve a copy of all filed items on each other party.

(b) Motions for continuance shall be filed no later than seven (7) days before the date assigned for the hearing, unless the reason therefor is shown by affidavit to have occurred within the seven (7) day period.

(c) The hearing officer, upon request by any party or upon the hearing officer's own initiative, may issue subpoenas and discovery orders in accordance with the rules of procedure governing subpoenas and discovery in judicial proceedings. The party seeking the subpoena or order shall cause them to be served in accordance with these rules of procedure.

Sec. 103-76. Hearing procedures.

(a) The hearing officer shall afford all parties the opportunity to participate in the hearing to the extent necessary for full consideration of all relevant facts and issues. A party may present evidence in the form of testimony, affidavits and documentation, engage in argument, and conduct cross-examination. A party may participate in person or by counsel at the party's own expense; if the party is not an individual or is incompetent to participate, then the party shall participate by a duly authorized representative.

(b) The city shall have the burden of proof that the respondent owned or operated a vehicle which was parked, stopped, or left standing as alleged on the parking citation, and the burden may be sustained by a preponderance of the evidence.

(c) The hearing officer shall conduct the hearing in an informal manner and without strict adherence to the technical rules of evidence and procedure which govern judicial proceedings. The hearing officer shall rule on the admissibility of any offer of proof, and on other motions, and shall exclude evidence that is irrelevant, immaterial, unduly repetitious, or excludable on constitutional or statutory grounds. The testimony of each party and witness shall be made under oath or affirmation.

(d) The hearing officer may take official notice of any section of the Code, and any law or fact that could be judicially noticed in the courts.

(e) The hearing officer shall cause the hearing to be recorded on audio tape at the expense of the city.

Sec. 103-77. Decision.

(a) Upon the conclusion of each hearing, the hearing officer shall render a decision which includes a determination whether the respondent violated the ordinance as alleged on the parking citation, the amount of civil penalty which must be paid for each violation with instructions on when and how payment shall be made, and a statement of the parties' right to petition for review of the decision.

(b) The decision shall be based exclusively upon the evidence of record in the hearing and on matters officially noticed therein. The hearing officer's experience and specialized knowledge may be used in the evaluation of the evidence.

(c) The hearing officer shall cause each decision rendered pursuant to this section to be memorialized on a minute sheet or similar written entry into the record.

(d) A decision rendered pursuant to this section may be modified by the hearing officer who rendered it, upon the hearing officer's own initiative or by motion of any party. Any motion to modify a decision shall be filed within thirty (30) days after the date of the decision.

Sec. 103-78. Record of the hearing.

The record of each hearing under this article consists of the following:

- (1) The notice of hearing;
- (2) The parking citations, if available;
- (3) Any documents or motions filed or entered into evidence;
- (4) Any written orders, subpoenas, and decision of the hearing officer; and,
- (5) The tape recording of the hearing;

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and shall constitute the complete and exclusive record for review of a hearing officer's decision.

Sec. 103-79. Petition for review of decision; time limitation.

(a) A verified petition for review of the decision of a hearing officer, stating the alleged error and any factual or legal basis therefor, may be filed in the circuit or superior court of Marion County within thirty (30) days after the day on which the decision is rendered. A party who does not file an appeal within this time period forfeits the right to appeal.

(b) Any party who files a verified petition for review shall within fifteen (15) days thereafter secure from the hearing officer a certified copy of the record of the hearing, and file the same with the clerk of the court.

(c) An extension of time within which to file the record may be granted by the court upon a showing of good cause, which shall include the petitioner's inability to obtain the certified copy of the record with fifteen (15) days.

(d) The failure of a party to file a certified copy of the record or to secure an extension of time therefor shall be cause for dismissal of the petition for review upon motion of any party of record.

SECTION 2. Chapter 103, Article III of the "Revised Code of the Consolidated City and County" is hereby amended by the deletion of the language which is stricken-through and by the addition of the language which is underscored, to read as follows:

Sec. 103-59. Procedure on denial of violation, failure to appear or failure to pay.

If a person upon whom a citation is served pursuant to this article:

- (1) Appears and denies the violation; or
- (2) Fails to appear and either admit or deny the violation within ten (10) days of issuance of the citation;
or
- (3) Fails to pay the specified civil penalty within seven (7) days after admitting the violation;

the violations clerk shall report such circumstances to the city prosecutor ~~legal division~~ for appropriate administrative or judicial ~~court~~ proceedings against such person.

Sec. 103-60. Limitations.

The civil penalties specified in this article shall apply only to violations admitted as provided in this article and shall be considered offers in compromise. If administrative or judicial proceedings are initiated for such violation, the specific penalties for such violation or the general penalties of the Code shall be applicable to the violation.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in the adoption of this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 311, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 311, 1996 on May 13, 1996. The proposal adopts minor

amendments to the Commercial and Special Districts Zoning Ordinances referencing the Thoroughfare Plan for Marion County (96-AO-1). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 311, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Coughenour, Golc

1 ABSENT: Williams

Proposal No. 311, 1996 was retitled GENERAL ORDINANCE NO. 68, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 1996
METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 96-AO-1
Proposal No. 311. 1996

A GENERAL ORDINANCE to amend certain sections of: A. the Revised Code of the Consolidated City and County; and, B. the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4 establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands with the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Commercial Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 12 (adopted under Metropolitan Development Commission docket numbers 69-AO-1, 75-AO-3, 76-AO-3, 79-AO-4, 80-AO-1, 92-AO-4, and 94-AO-7), as amended, pursuant to IC 36-7-4 be amended as follows:

- A. That Section 2.00, A, 3 be amended by deleting the stricken-through language as follows:
3. b. Established setback exception. In any block in which an existing front yard depth and setback is established (by existing legally established buildings within a Commercial or Industrial District) for more than twenty-five percent (25%) of the linear frontage of the block (or a distance of two hundred [200] linear feet in either direction, whichever is the lesser), the minimum required front yard depth and setback for any new building or structure, except surface parking lots, shall be the average of such established yards if such dimension if less than the minimum required front setback established by this ordinance. Provided, however, that in no case shall a building or structure:
 - encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana ~~adopted March 6, 1993~~, unless subject to the provisions of Section 2.13, A.;
 - encroach upon any existing right-of-way if no proposed right-of-way exists or if the existing right-of-way is greater than the proposed right-of-way; or,

- encroach into a clear sight triangular area, as required in Section 2.13, C.
- c. Expansion along an existing legally established nonconforming front setback line. The minimum required front setback in any Commercial District for any existing building, having a legally established front setback line which is less than the required front setback of the District, shall be modified to permit expansion of such building along the structure's legally established front setback, provided that:
 - (1) only a one time expansion along the legally established nonconforming setback line shall be permitted; and,
 - (2) the linear front footage of the expansion does not exceed fifty percent (50%) of the linear front footage of the existing building, and all other requirements of this ordinance are maintained for the expansion.

Provided, however, that in no case shall a building or structure:

- encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana, ~~adopted March 6, 1993~~, unless subject to the provisions of Section 2.13, A.;

B. That Section 2.13, A be amended by deleting the stricken-through language and inserting the underlined language as follows:

1. No part of any building shall be built closer to the proposed right-of-way lines of the following streets than:

Ten (10) feet from the proposed right-of-way or seventy (70) feet from the center line, whichever is greater: Expressway, Freeway, Primary Arterial, Parkway, Secondary Arterial: (as designated on the Official Thoroughfare Plan for Marion County, Indiana), ~~adopted March 6, 1993~~)

Ten (10) feet from the proposed right-of-way: Collector Street, Local Street, Marginal Access Street (including Marginal Access Streets with a coinciding right-of-way boundary immediately paralleling either a Federal Interstate Highway route or any thoroughfare), Cul-de-Sac or any private street:

- e. In the case where a proposed right-of-way line does not exist, as determined by the Official Thoroughfare Plan for Marion County, Indiana, ~~(officially adopted March 6, 1991)~~, or where the existing right-of-way is greater, the existing right-of-way shall be used for the setback measurement.
3. Structures, including parking areas, parking spaces, interior access drives and interior access driveways may be located within the front setback in an area designated as proposed right-of-way under the following provisions:

- a. Streets not designated as a priority in the Official Thoroughfare Plan for Marion County, Indiana ~~adopted March 6, 1991~~.

A required landscape strip shall be provided, measured from the existing right-of-way, and shall have a minimum depth of ten (10) feet. The required landscape strip shall be located outside of and adjacent to the existing right-of-way line of the street while paralleling and extending the full length of such right-of-way, except when interrupted by driveway(s).

- b. Street designated as a priority in the Official Thoroughfare Plan for Marion County, Indiana, ~~adopted March 6, 1991~~.

A required landscape strip shall be provided, measured from the existing right-of-way, and shall have a minimum depth of ten (10) feet. The required landscape strip shall be located outside of and adjacent to the existing right-of-way line of the street while paralleling and extending the full length of such right-of-way line, except when interrupted by driveway(s).

SECTION 2. The Special Districts Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 7 (adopted under Metropolitan Development Commission docket numbers:

- (a) Park Districts Zoning Ordinance: 69-AO-2,
- (b) Hospital Districts Zoning Ordinance: 68-AO-8, 73-AO-3,
- (c) University Quarter Zoning Ordinance: 66-AO-6, 73-AO-5,
- (d) Special Use Districts Zoning Ordinance: 66-AO-3, 67-AO-5, 68-AO-13, 78-AO-1, 94-AO-4, 94-AO-7, 95-AO-12
- (e) Special Districts Zoning Ordinance: 94-AO-3, 95-AO-3, 95-AO-12),

as amended, pursuant to IC 36-7-4, be amended as follows:

A. That Section 2.01, F be amended by deleting the stricken-through language as follows:

1. *Location.* Public parks larger than ten (10) acres shall be located with direct access to and frontage on a collector street, or a street designated on the Official Thoroughfare Plan of Marion County, Indiana (~~adopted March 6, 1991~~), as a primary or secondary thoroughfare, parkway, expressway or freeway.

3. *Setback lines and minimum front yards.*

a. Front yards, having a minimum depth in accordance with the following setback requirements shall be provided along all street right-of-way lines:

- (1) Expressway, Parkway or Primary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana, ~~adopted March 6, 1991~~).

No part of any structure shall be built closer than sixty (60) feet to any right-of-way line of an expressway, parkway or primary thoroughfare.

- (2) Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana, ~~adopted March 6, 1991~~). No part of any structure shall be built closer than forty (40) feet to any right-of-way line of a secondary thoroughfare.

SECTION 3. Severability. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of the Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to severable.

SECTION 4. Attestation. This ordinance shall be in full force and effect upon its adoption with IC 36-7-4.

PROPOSAL NO. 314, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 314, 1996 on May 1, 1996. The proposal approves amendments to pension plan for Marion County Sheriff's merit deputies. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 314, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Golc

1 ABSENT: Williams

Proposal No. 314, 1996 was retitled SPECIAL RESOLUTION NO. 43, 1996, and reads as follows:

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CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1996

A SPECIAL RESOLUTION approving amendments to the Marion County Police Department Personnel Retirement Plan.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-8-10-12, the modifications of the Marion County Police Department Personnel Retirement Plan, as set forth in the copy which is attached to this resolution, be, and are hereby approved.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 315, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 315, 1996 on May 1, 1996. The proposal amends the Code pertaining to the Enhanced Access Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 315, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

2 NOT VOTING: *Black, Golc*

1 ABSENT: *Williams*

Proposal No. 315, 1996 was retitled GENERAL ORDINANCE NO. 69, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 1996

A GENERAL ORDINANCE amending the Revised Code of The Consolidated City and County by amending Article III of Chapter 285, pertaining to the Marion County Enhanced Access Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

SECTION 1. Article III of Chapter 285 of the Revised Code of the Consolidated City and County is hereby amended by inserting the words underlined as follows:

Sec. 285-309. Use of Public Records.

Any individual, corporation, limited liability company, partnership or unincorporated association who receives public information on a disc or tape under IC 5-14-3-3(d) may not use the information for commercial purposes, including to sell, advertise, or solicit the purchase of merchandise, goods, or services, or sell, loan, give away, or otherwise deliver the information obtained by the request to any other individual, corporation, limited liability company, partnership or unincorporated association for these purposes; provided, however, such information may be used in connection with the preparation or publication of news, for nonprofit activities, or for academic research. An individual, corporation, limited liability company, partnership or unincorporated association who uses information in a manner contrary to this provision may be prohibited from obtaining a copy or any further data under IC 5-14-3-3(d).

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision

or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 323, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 323, 1996 on May 1, 1996. The proposal, sponsored by Councillor Curry, exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 323, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

1 NOT VOTING: *Brents*

1 ABSENT: *Williams*

Proposal No. 323, 1996 was retitled GENERAL ORDINANCE NO. 70, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 1996

A GENERAL ORDINANCE amending the Revised Code of The Consolidated City and County by amending Article II of Chapter 281, pertaining to the Information Technology Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article II of Chapter 281 of the Revised Code of the Consolidated City and County is hereby amended by inserting the words underlined as follows:

Sec. 281-212. Powers and duties.

- (a) The board shall have the following powers and duties:
 - (1) Establish and revise information technology guidelines, standards and benchmark processes for subject agencies and other users;
 - (2) Establish and maintain procedures for the technology related planning, approval and quality review of information technology operations and initiatives;
 - (3) To review, approve and administer major IT contracts;
 - (4) To define at least five (5) functional classifications for representation of the various subject agencies on the IT team;
 - (5) To review and make recommendations concerning all information budgets, and approve all operating systems, contracts and expenditures for IT services, equipment purchase, rent or lease, consultants, management or technical personnel, studies, programs and IT materials or supplies for any and all users;
 - (6) To conduct studies and evaluations of any and all IT needs and current systems operations of users;
 - (7) To contract for technical and specialized assistance in administering its duties;

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- (8) To require annual IT service plans and resources inventories from all users;
- (9) To develop, maintain and communicate IT services policy and administrative procedures for users and an IT services master plan for users;
- (10) To employ, or retain by personal services contract, a chief information officer, who shall have such duties as established herein, to serve at the pleasure of the board;
- (11) To promulgate rules and regulations for the efficient administration of its policies and procedures for users;
- (12) To develop and oversee adherence to standards for security and confidentiality of all data, information and telecommunication systems including back-up/recovery plans;
- (13) The exclusive power to select and contract with telecommunication providers for all city and county offices and agencies; whose expenditures for such services are paid from funds subject to appropriation by the city-county council;
- (14) To delegate any functions to the chief information officer or the IT Team, subject to review by the board.

(b) Should any powers granted by this Article conflict with powers granted under IC 36-8-15-1 et seq. or Article I, Chapter 10 of the Code of Indianapolis and Marion County, or Chapter 851 or Article I of Chapter 285, the provisions of IC 36-8-15-1 et seq. or Article I, Chapter 10, or Chapter 851 or Article I of Chapter 285 shall control.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 122, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 122, 1996 on February 21, 1996 and May 15, 1996. The proposal, sponsored by Councillor Tilford, reduces speed limits within Cumberland Estates subdivision (District 12). By a 7-0 vote on May 15, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal No. 122, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
2 NAYS: Boyd, Curry
0 NOT VOTING:
1 ABSENT: Williams

Proposal No. 122, 1996 was retitled GENERAL ORDINANCE NO. 71, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sect. 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

20 MPH

Pine Mountain Way
from Dale Hollow Drive to Lynchburg Way

Lynchburg Way
from Pine Mountain Way to Dale Hollow Drive

Dale Hollow Drive
from Pine Mountain Way to Cumberland Gap Drive

Cumberland Gap Drive
from Dale Hollow Drive to Crockett Drive

Crockett Drive
from Cumberland Gap Drive to Boone Drive

Boone Drive
from Cumberland Gap Drive to Crockett Drive

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 331, 332, 333, 335, 336, 337, 338, 339, 340, 341, 342, and 343, 1996 on May 15, 1996. Councillor Gilmer asked for consent to vote on Proposal Nos. 331, 332, 333, 335, 336, 337, 338, 339, and 340, 1996 together. Consent was given.

PROPOSAL NO. 331, 1996. The proposal, sponsored by Councillor Borst, authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25). PROPOSAL NO. 332, 1996. The proposal, sponsored by Councillor Hinkle, authorizes intersection controls for Westpoint Business Park (District 18). PROPOSAL NO. 333, 1996. The proposal, sponsored by Councillor Gilmer, authorizes stop signs at Georgetown Road and 57th Street (District 1). PROPOSAL NO. 335, 1996. The proposal, sponsored by Councillors O'Dell and Smith, authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23). PROPOSAL NO. 336, 1996. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at Blackford Street and Vermont Street (District 16). PROPOSAL NO. 337, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at New Jersey Street and 24th Street (District 22). PROPOSAL NO. 338, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22). PROPOSAL NO. 339, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Alabama Street and 24th Street (District 22). PROPOSAL NO. 340, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Alabama Street and 23rd Street (District 22). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal Nos. 331, 332, 333, 335, 336, 337, 338, 339, and 340, 1996 were adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 ABSENT: Williams

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Proposal No. 331, 1996 was retitled GENERAL ORDINANCE NO. 72, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	Banta Rd, Forrest Commons Blvd	Banta Rd	Stop
46	Forrest Commons Blvd, King James Ct	Forrest Commons Blvd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 332, 1996 was retitled GENERAL ORDINANCE NO. 73, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Country Club Rd, Frito Lay Dr	Country Club Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 333, 1996 was retitled GENERAL ORDINANCE NO. 74, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Georgetown Rd, 57th St	Georgetown Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 335, 1996 was retitled GENERAL ORDINANCE NO. 75, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Franklin Rd (2998 S) Troy Av	Troy Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Franklin Rd (2998 S) Troy Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 336, 1996 was retitled GENERAL ORDINANCE NO. 76, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

May 20, 1996

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Blackford St, Vermont St	Blackford St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Blackford St, Vermont St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 337, 1996 was retitled GENERAL ORDINANCE NO. 77, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 37	New Jersey St	New Jersey St & 24th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 37 All Stop		New Jersey St & 24th St	None

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 338, 1996 was retitled GENERAL ORDINANCE NO. 78, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 37	New Jersey St	New Jersey St & 23rd St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 37	New Jersey St & 23rd St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 339, 1996 was retitled GENERAL ORDINANCE NO. 79, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 24th St	Alabama St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 24th St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 340, 1996 was retitled GENERAL ORDINANCE NO. 80, 1996, and reads as follows:

May 20, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 23rd St	Alabama St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 23rd St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 341, 342, and 343, 1996. Councillor Gilmer asked for consent to vote on these proposals together. Consent was given. PROPOSAL NO. 341, 1996. The proposal, sponsored by Councillor Brents, authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16). PROPOSAL NO. 342, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes parking restrictions on Emerson Avenue at University Avenue (District 15). PROPOSAL NO. 343, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16). By a 7-0 vote, the Committee reported Proposal No. 341, 1996 to the Council with the recommendation that it do pass. By a 7-0 vote, the Committee reported Proposal No. 342, 1996 to the Council with the recommendation that it do pass as amended. By a 6-0-1 vote, the Committee reported Proposal No. 343, 1996 to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 341, 342, and 343, 1996 were adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
2 NOT VOTING: Bradford, Gilmer
1 ABSENT: Williams

Proposal No. 341, 1996 was retitled GENERAL ORDINANCE NO. 81, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Senate Avenue, on both sides,
from the corner of St. Clair Street to
a point 100 feet north and south of St. Clair Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 1996 was retitled GENERAL ORDINANCE NO. 82, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Emerson Avenue, on the northwest corner,
from University Avenue to a point
100 feet north of University Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 343, 1996 was retitled GENERAL ORDINANCE NO. 83, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and Material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

Illinois Street, on the east side,
from a point 168 feet north of Georgia Street
to a point 210 feet north of Georgia Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

May 20, 1996

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moriarty Adams in memory of John Suesz; and
- (2) Councillor Brents, Boyd, and Jones in memory of Harold Hawkins.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of John Suesz and Harold Hawkins. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:00 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 20th day of May, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 10, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, June 10, 1996, with Councillor SerVaas presiding.

Councillor Franklin led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor McClamroch introduced George Guy, Professor at Butler University. Councillor O'Dell introduced Marsha Sutton, member of the Warren Township Advisory Board.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Journal of the City-County Council

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 10, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

May 21, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, May 23, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 313, 318, 321, 325 and 364, 1996 said hearing to be held on June 10, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

May 24, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 43, 1996: an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances

FISCAL ORDINANCE NO. 44, 1996: an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund

FISCAL ORDINANCE NO. 47, 1996: an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account

FISCAL ORDINANCE NO. 48, 1996: an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of \$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund

FISCAL ORDINANCE NO. 49, 1996: an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant

FISCAL ORDINANCE NO. 50, 1996: an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant

FISCAL ORDINANCE NO. 51, 1996: an appropriation of \$34,661 for the Marion County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant

FISCAL ORDINANCE NO. 52, 1996: an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant

FISCAL ORDINANCE NO. 53, 1996: an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant

June 10, 1996

FISCAL ORDINANCE NO. 54, 1996: an appropriation of \$500,000 for the Department of Parks and Recreation to make capital improvements financed from the City Cumulative Capital Development Fund balance

GENERAL ORDINANCE NO. 65, 1996: allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment

GENERAL ORDINANCE NO. 66, 1996: amends the Code concerning towing and storage charges for abandoned vehicles

GENERAL ORDINANCE NO. 67, 1996: establishes administrative process for adjudication of parking tickets

GENERAL ORDINANCE NO. 69, 1996: amends the Code pertaining to the Enhanced Access Board

GENERAL ORDINANCE NO. 70 1996: exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board

GENERAL ORDINANCE NO. 71, 1996: reduces speed limits within Cumberland Estates subdivision (District 12)

GENERAL ORDINANCE NO. 72, 1996: authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25)

GENERAL ORDINANCE NO. 73, 1996: authorizes intersection controls for Westpoint Business Park (District 18)

GENERAL ORDINANCE NO. 74, 1996: authorizes stop signs at Georgetown Road and 57th Street (District 1)

GENERAL ORDINANCE NO. 75, 1996: authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23)

GENERAL ORDINANCE NO. 76, 1996: authorizes a multi-way stop at Blackford Street and Vermont Street (District 16)

GENERAL ORDINANCE NO. 77, 1996: authorizes a multi-way stop at New Jersey Street and 24th Street (District 22)

GENERAL ORDINANCE NO. 78, 1996: authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22)

GENERAL ORDINANCE NO. 79, 1996: authorizes a multi-way stop at Alabama Street and 24th Street (District 22)

GENERAL ORDINANCE NO. 80, 1996: authorizes a multi-way stop at Alabama Street and 23rd Street (District 22)

GENERAL ORDINANCE NO. 81, 1996: authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16)

GENERAL ORDINANCE NO. 82, 1996: authorizes parking restrictions on Emerson Avenue at University Avenue (District 15)

GENERAL ORDINANCE NO. 83, 1996: authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16)

GENERAL RESOLUTION NO. 6 1996: approves the 96th Street/Castleton economic development area

SPECIAL RESOLUTION NO. 35, 1996: expresses Council support of the Indianapolis Motor Speedway and the Hulman-George Family

SPECIAL RESOLUTION NO. 36, 1996: recognizes Emmerich Manual Coach Raymond C. Schultz

SPECIAL RESOLUTION NO. 37, 1996: recognizes Colts strength and conditioning coach Tom Zupancic

SPECIAL RESOLUTION NO. 38, 1996: recognizes the public service of Richard L. Cunningham

SPECIAL RESOLUTION NO. 39, 1996: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)

SPECIAL RESOLUTION NO. 40, 1996: amends S.R. No. 34, 1996, as amended, by extending the expiration date through December 31, 1996 at 4803 Round Lake Road (District 4) (Willowbrook Park, L.P.)

SPECIAL RESOLUTION NO. 42, 1996: an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,000,000 to proceed with the acquisition of machinery, equipment and/or other fixtures, and the expansion of the existing building located at 1121 East 24th Street (District 10)

SPECIAL RESOLUTION NO. 43, 1996: approves amendments to pension plan for Marion County Sheriff's merit deputies

SPECIAL ORDINANCE NO. 7, 1996: authorizes the issuance of economic development revenue bonds in an amount not to exceed \$5,000,000 for the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 22) (White Arts, Inc. Project)

SPECIAL ORDINANCE NO. 8, 1996: approves the issuance of bonds in the amount of \$18,000,000 for the 96th Street/Castleton economic development area and the appropriation of proceeds on the bonds

SPECIAL ORDINANCE NO. 9, 1996: authorizes the execution of an Assignment and Assumption Agreement in connection with the restructuring and refinancing of the Canal Square Project located at the intersection of New York Street and West Street (District 16)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of May 20, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 442, 1996. The proposal, sponsored by Councillor Williams, congratulates Key Renaissance Middle School. Councillor Williams read the proposal and presented copies of the document and Council pins to students, teachers, and staff who were directly involved with the prize winning production. Principal Patricia Bolanos expressed appreciation to the Council for this honor. Councillor Williams presented an excerpt from the prize winning video. Councillor Williams moved, seconded by Councilor Hinkle, for adoption. Proposal No. 179, 1996 was adopted by a unanimous voice vote.

Proposal No. 442, 1996 was retitled SPECIAL RESOLUTION NO. 44, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1996

A SPECIAL RESOLUTION congratulating Key Renaissance Middle School.

June 10, 1996

WHEREAS, each year since 1989, the Foot Locker retail footwear company sponsors a contest in urban middle schools wherein the students must work together as a team toward the common goal of communicating the importance of staying in school; and

WHEREAS, all Indianapolis Public Schools middle schools were invited to create video entries which were then judged upon creativity, content and their potential impact upon fellow students to stay in school; and

WHEREAS, on May 29, 1996, the school students, faculty and staff of Key Renaissance Middle School gathered at the Murat Theater to celebrate their winning the grand prize, which was a free pair of K-Swiss athletic shoes for everyone at the school; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Indianapolis Public Schools' Key Renaissance Middle School for winning the 1996 "Foot Locker Cool School" video contest, and the Foot Locker and K-Swiss companies for their ongoing support for such a positive program for young people.

SECTION 2. The Council particularly commends the creative spirit displayed by those who were directly involved with the prize-winning production: Dorissa Anderson, Liza Besser, Beth Bartlow, Marie Browning, Denise Brown, Natasha Cooney, Denise Cooke, Bethany Cottom, Anthony Cheeseborough, Ronnie Fortson, Angela Franklin, Thomas Ferguson, Louis Gordner, Derrick Glenn, Briteny Harris, Kevin Marks, Donise Morton, Eric McKay, Darryl Moses, Telena Martinez, Amanda Norton, Philip Peterson, Sarah Russell, Kelsey Rardon, Leena Silverman, Brandon Spradley, Amber Seeman, James Segrest, Christine Scharfenberger, Dominic Young, Judi Williams and Amy Williams, and teachers and staff: Chris Kunkel, Norm Gwaltney, Beth Lively, Dixie Seaver and Sandy Sheets.

SECTION 3. This winning video will be disseminated to be viewed by students nationwide, and the Council hopes that the cumulative effect of this video and all the other entries result in greater numbers of young people realizing the value of staying in school.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 443, 1996. The proposal, sponsored by Councillors O'Dell and Hinkle, recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library. Councillor O'Dell read the proposal; Councillor Hinkle presented copies of the document and Council pins to library volunteers Mary Peck, Jana Fisher, Scott and Jody Martindill, and Al Pitschmann. Miriam Geib, Director of Library Volunteers, expressed appreciation to the Council for this honor. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 443, 1996 was adopted by a unanimous voice vote.

Proposal No. 443, 1996 was retitled SPECIAL RESOLUTION NO. 45, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1996

A SPECIAL RESOLUTION recognizing the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library.

WHEREAS, a 1986 change in state law allowed the Indianapolis-Marion County Public Library to resell property purchased with tax funds; and

WHEREAS, for the first time, discarded library books could be sold along with donated ones to benefit library programs; and

WHEREAS, under the capable direction of Miriam Geib the book sale has grown from a small site at Broad Ripple to the new Library Services Center, from two book sales a year to six, and from \$38,000 in sales ten years ago to \$150,000 last year; and

WHEREAS, the milestone \$1,062,250 raised for the Library during the past decade by the Secondhand Prose book sales has been used by the Indianapolis-Marion County Public Library Foundation to fund such activities as the Summer Reading Program, the Marian McFadden Memorial Lecture series, literacy events, African-American History lectures and for volunteer recognition; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Indianapolis-Marion County Public Library Board, Foundation, staff and volunteers for their initiative and dedication to the Secondhand Prose book sale program during the past ten years.

SECTION 2. Of the many volunteers who joined the first year's book sale, 26 remain active, and of those, Mary Peck, Jana Fisher, Scott and Jody Martindill and Al Pitschmann have been exceptionally generous with their time and talents.

SECTION 3. Indianapolis is made a better place because of such initiative, volunteer spirit, energy and organizational talent.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 444, 1996. The proposal, sponsored by Councillor Cockrum, recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick. Councillor Cockrum read the proposal and presented copies of the document and Council pins to Colonel Jerry Cooper and Sgt. Reddick. Colonel Cooper and Sgt. Reddick expressed appreciation to the Council for the recognition. Councillor Cockrum moved, seconded by Councillor Gilmer, for adoption. Proposal No. 444, 1996 was adopted by a unanimous voice vote.

Proposal No. 444, 1996 was retitled SPECIAL RESOLUTION NO. 46, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1996

A SPECIAL RESOLUTION recognizing the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick.

WHEREAS, the Marion County Sheriff's Citizen Academy involves residents committing twelve weekly three-hour intensive sessions crammed with briefings, rides with deputies and role-playing dramas to produce better informed citizens with an improved understanding of law enforcement's work in making Indianapolis a safer community; and

WHEREAS, since its inception in 1995, there have been three Sheriff's Citizen Academies with over 75 alumni, some of whom have gone on to become reserve deputies, the department's first reserve correctional officers, and other duties such as telephones and anti-drug help for the department, and all have ended up with a greater understanding of how the sheriff's department works; and

WHEREAS, the popular instructor since the very beginning has been Sgt. Michael "Mick" Reddick who spent an incredible amount of time gathering information from throughout the nation to build the curriculum; and

WHEREAS, Sgt. Reddick has been a Marion County Deputy Sheriff for 16 years, is a certified police instructor, has taught law enforcement techniques in Haiti, Somalia and in other nations, is a member of the

June 10, 1996

SWAT team, a trustee with the deputy sheriffs' fraternal organization, often speaks to youth and citizen groups, is a drill sergeant in the Army Reserves and volunteers as a precinct committeeman; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Citizen Academy initiative by the Marion County Sheriff's Department, and hopes that meaningful and productive sessions will continue for many years in the future.

SECTION 2. The Sheriff's Department training staff's Citizen Academy instructor, Sgt. Michael "Mick" Reddick reflects the highest credit upon himself and the Sheriff's Department for his exceptional knowledge, skill and energy in making the Academy a success.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 414, 1996. The proposal, sponsored by Councillor McClamroch appoints Stuart Rhodes to the Cable Franchise Board. Councillor McClamroch moved, seconded by Councillor Coughenour, for adoption. Proposal No. 414, 1996 was adopted by a unanimous voice vote.

Proposal No. 414, 1996 was retitled COUNCIL RESOLUTION NO. 44, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1996

A COUNCIL RESOLUTION appointing Stuart Rhodes to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Stuart Rhodes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 426, 1996. The proposal, sponsored by Councillor McClamroch, selects Michael Duff as its appointment to the Common Construction Wage Committee and corrects Council Resolution No. 33, 1996. Proposal No. 426, 1996 was adopted by a voice vote.

Councillor Golc stated his objection for the record. He believes the Council needs to give careful consideration to appointing representatives on this committee while the Prevailing Wage Issue is being litigated. Councillor McClamroch replied that the Common Construction Wage Committee will meet whether the Council appointment is made. He believes it is in the Council's best interest to have a representative on the Committee.

Proposal No. 426, 1996 was retitled COUNCIL RESOLUTION NO. 45, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION 45, 1996

A COUNCIL RESOLUTION selecting Michael Duff as its appointment to the Common Construction Wage Committee and correcting Council Resolution No. 33, 1996.

WHEREAS, IC 5-16-7-1 (as amended by P.L. 81-1995) provides for the determination of the "common construction wage" to be paid for labor on certain construction projects of certain governmental agencies; and

WHEREAS, such law requires those governmental agencies, prior to advertising for such construction, to set up a committee to make such wage determinations; and

WHEREAS, one of the five members of each such committee set up in Marion County is to be appointed by the City-County Council; and

WHEREAS, the Council wishes to avoid acting on a new appointment each time another such committee is established in Marion County; now, therefore:

BE IT RESOLVED, BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The council selects Michael Duff as its appointment to committees established to determine common construction wages in the Police, Fire, and Solid Waste Collection Special Service Districts, and as an alternate for any other such committee in Marion County. Such appointment to be for each committee set up for a project the funding source for which is a tax paid by such appointee.

SECTION 2. The President of the Council is authorized to certify the foregoing person as the Council appointment to the committee to determine the common construction wage established by any governmental agency with respect to a project located in Marion County if such person is a qualified taxpayer with respect to the project for which the committee is established.

SECTION 3. The foregoing appointment is at the pleasure of the Council or until December 31, 1996, and until each such committee to which such person is appointed has completed its statutory duties.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 415, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 416, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 417, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a list of projects to be funded by Section 108 loan funds"; and the President referred it to the Metropolitan Development Committee

PROPOSAL NO. 418, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a

transfer within the department's City Cumulative Capital Improvement Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 419, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 420, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 421, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 422, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 423, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 424, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 425, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 427, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$225,000 for the Department of Capital Asset Management, Finance and Administration Division, for public

transportation services financed by a transfer within the division's Transportation General Fund"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 428, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Holly Meadows subdivision (District 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 429, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Deer Creek subdivision, section 4 (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 430, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 431, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 432, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 433, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 434, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 435, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 436, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14)"; and the President referred it to the Capital Asset Management Committee.

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PROPOSAL NO. 437, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 438, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 439, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in the parking meter zone on Westfield Boulevard from College Avenue to Guilford Avenue (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 440, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 441, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 449, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises"; and the President referred it to the Whole Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 445-448, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 5, 1996." The Council did not schedule Proposal Nos. 445-448, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 445-448, 1996 were retitled REZONING ORDINANCE NOS. 125-128 and are identified as follows:

REZONING ORDINANCE NO. 125, 1996. 96-Z-37
739 AND 743 HARRISON STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16
CITY OF INDIANAPOLIS, METROPOLITAN DEVELOPMENT COMMISSION seeks the rezoning of 0.19 acre from the C-3 classification to the D-8 district to conform to the 1980 Fletcher Place Historic Area Plan and the existing use.

REZONING ORDINANCE NO. 126, 1996. 96-Z-62
2511, 2515, 2517, and 2519 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.
DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.559 acre, being in the I-3-U District, to the C-5 classification to conform the zoning to the existing automobile sales use and the 1993 Comprehensive Plan.

REZONING ORDINANCE NO. 127, 1996. 96-Z-82

9731 EAST 86TH STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

P. THOMAS MURRY, JR. requests a rezoning of 1 acre, being in the D-1 District, to the SU-1 classification to provide for church uses.

REZONING ORDINANCE NO. 128, 1996. 96-Z-91

4409 WEST 71ST STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

BRENDA T. BOND, by Michael D. Keele, requests a rezoning of 1 acre, being in the I-2-S District, to the C-1 classification to provide for commercial office development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 313, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 313, 1996 on May 16, 1996. The proposal is an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Massie, for adoption. Proposal No. 313, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Talley, Tilford, Williams
3 NAYS: Hinkle, Schneider, Smith
1 NOT VOTING: Golc

Proposal No. 313, 1996 was retitled FISCAL ORDINANCE NO. 55, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Federal Grants Fund and One Thousand Nine Hundred Twenty-eight Dollars (\$1,928) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Federal Grants Fund and the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to acquire land along Fall Creek between 71st Street and 79th Street for greenways.

SECTION 2. The sum of Seventy-six Thousand Nine Hundred Twenty-eight Dollars (\$76,928) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION

4. Capital Outlays
TOTAL INCREASE

FEDERAL GRANTS FUND

75,000
75,000

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DEPARTMENT OF PARKS AND RECREATION

PARK GENERAL FUND

4. Capital Outlays

1,928

TOTAL INCREASE

1,928

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered

Federal Grants Fund

75,000

TOTAL REDUCTION

75,000

PARK GENERAL FUND

Unappropriated and Unencumbered

Park General Fund

1,928

TOTAL REDUCTION

1,928

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 318, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 318, 1996 on May 1, 1996. The proposal is an appropriation of \$587,650 for the County Sheriff to pay for a \$2 per diem increase and the additional 60 inmates at Riverside financed by revenues from the County General Fund, Jail Reserve Account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams asked if the zoning was appropriate for an additional 60 inmates. Councillor Dowden replied that he believes that the current provisions can accommodate the additional inmates.

The President called for public testimony at 7:48 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 318, 1996 was adopted on the following roll call vote, viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Franklin, Golc

Proposal No. 318, 1996 was retitled FISCAL RESOLUTION NO. 56, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Five Hundred Eighty-seven Thousand Six Hundred Fifty Dollars for purposes of the Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund Jail Reserve Account.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Sheriff to allocate an appropriation of increased funding from the County General Fund-Jail Reserve Account for the per diem increase and additional 60 inmates at Riverside

SECTION 2. The sum of Five Hundred Eighty-seven Thousand Six Hundred Fifty Dollars (\$587,650) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>587,650</u>
TOTAL INCREASE	587,650

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>587,650</u>
TOTAL REDUCTION	587,650

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 321, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 321, 1996 on May 1, 1996. The proposal is an appropriation of \$180,000 for the County Auditor to pay the expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information financed by revenues in the Enhanced Access Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 321, 1996 was adopted on the following roll call vote, viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Golc

Proposal No. 321, 1996 was retitled FISCAL ORDINANCE NO. 57, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating One Hundred Eighty Thousand Dollars (\$180,000) in the Enhanced Access Fund for the County Auditor for the purpose of paying expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(b) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of paying expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information. Payment to the Information Services Agency shall be made only upon written approval of the Enhanced Access Board.

SECTION 2. The sum of One Hundred Eighty Thousand Dollars (\$180,000) be, and the same is hereby , transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>Marion County Auditor</u>	<u>Enhanced Access Fund</u>
3. Contractual Services	180,000
TOTAL INCREASE	180,000

SECTION 4. The said increase appropriation is funded by the following reductions:

	<u>Enhanced Access Fund</u>
Unappropriated and Unencumbered	
Enhanced Access Fund	180,000
TOTAL DECREASE	180,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 1996. The proposal is an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance. Councillor Coughenour asked for consent to postpone Proposal No. 325, 1996 until June 24, 1996. Consent was given.

PROPOSAL NO. 364, 1996. The proposal is an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant. Councillor Dowden asked for consent to postpone Proposal No. 364, 1996 until June 24, 1996. Consent was given.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 229, 1996. The proposal appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board. Councillor McClamroch moved, seconded by Councillor Hinkle, to return Proposal No. 229, 1996 to Committee. Proposal No. 229, 1996 was returned to Committee on the following roll call vote; viz:

23 YEAS: Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams
4 NAYS: Black, Jones, O'Dell, Talley
2 NOT VOTING: Boyd, Golc

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 253, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 253, 1996 on June 3, 1996. The proposal reorganizes the Department of Metropolitan Development. By a 7-0 vote, the Committee reported the proposal

to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 253, 1996 was adopted on the following roll call; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*
0 NAYS:
3 NOT VOTING: *Golc, Short, Williams*

Proposal No. 253, 1996 was retitled GENERAL ORDINANCE NO. 84, 1996, and reads as follows:

CITY COUNTY GENERAL ORDINANCE NO. 84, 1996

A GENERAL ORDINANCE amending Articles I and II of Chapter 231 of the Revised Code of the Consolidated City and County, concerning the reorganization of the Department of Metropolitan Development.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Articles I and II of Chapter 231 of the Revised Code of the Consolidated City and County is hereby amended by inserting the underlined text and deleting the stricken-through text to read as follows:

Sec. 231-1. Established.

There is hereby established a department of metropolitan development for the consolidated city pursuant to IC 36-3-5-4 subject to IC 26-3-4-23.

Sec. 231-11. Director.

The director of the department of metropolitan development shall be appointed by the mayor, subject to the approval of the city-county council as required by IC 36-3-5-2, to serve at the pleasure of the mayor for a term ending December thirty-first of the year the appointment is effective and until a successor is appointed and qualifies. The mayor may appoint a deputy mayor to serve as the director of the department of metropolitan development by virtue of the deputy mayor's office.

Sec. 231-12. Duties.

The director of the department of metropolitan development shall:

- (1) Prepare and submit a budget as required by IC 36-3-6-4(b)(1);
- (2) Establish operational procedures;
- (3) Approve the hiring and dismissal of personnel subject to limitations prescribed by law and rules adopted by the mayor;
- (4) Delegate to personnel of the department authority to act on the director's behalf;
- (5) Assign tasks to employees of the department and supervise the carrying out of those responsibilities;
- (6) Act as a hearing authority relative to unsafe buildings, or appoint a person to act as a hearing authority, as provided in IC 36-7-9;
- (7) Approve and execute legal instruments subject to limitations prescribed by law;
- (8) Approve or disapprove disbursement of funds subject to limitations prescribed by law;

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- (9) Receive pertinent information, engage in departmental planning and establish policies and goals for the department subject to limitations prescribed by law, direction provided by the mayor, and policies and goals properly established by the metropolitan development commission;
- (10) Coordinate the activities of divisions within the department;
- (11) Assign to a division in the department any power or duty which the law specifies is to be exercised by the division of planning and zoning of the metropolitan planning department, in instances where this Code does not indicate a responsible division or agency;
- (12) Appoint an administrator to manage each division of the department, subject to the approval of the mayor;
- (13) Provide advice and assistance to the historic preservation commission, as established by IC 36-7-11.1, and the administrator of its staff in coordinating the programs and policies of the department with historic preservation programs and policies, to review the work program of the commission as provided by IC 36-7-11.1-4 and to provide advice in the appointment of the administrator as provided in IC 36-7-11.1-4;
- (14) Designate and authorize the receipt and distribution of all funds received by the city pursuant to an act of the United States Congress entitled the Housing and Community Development Act of 1974, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States Government to receive those funds; and
- (15) Any other responsibilities granted by statute or ordinance or delegated by the mayor.

Sec. 231-13. Divisions established.

The department of metropolitan development shall be composed of the following divisions:

- ~~(1) Neighborhood and development services division.~~
- ~~(2) Planning division.~~
- ~~(3) Financial services division.~~
- (1) Division of neighborhood services.
- (2) Division of planning.
- (3) Division of administrative services.
- (4) Division of community development and human services.
- (5) Division of permits.

Sec. 231-21. Metropolitan development commission.

(a) The metropolitan development commission is established in the department of metropolitan development as authorized by IC 36-7-4-202.

(b) The metropolitan development commission shall have the following powers and duties:

- (1) To approve the award and amendment of all contracts for lease or purchase of capital equipment;
- (2) To approve the employment of all persons engaged by contract to render professional or consulting services;
- (3) To approve all acquisition of interest in real estate;
- (4) To approve all contracts for public work as defined in IC 36-1-12;
- (5) Powers and duties granted to the metropolitan development commission by IC 36-7-4;

- (6) Powers and duties granted to the metropolitan development commission by IC 36-7-15.1; and
- ~~(7) Powers and duties granted to the metropolitan development commission by IC 36-7-25; and~~
- ~~(78)~~ All other powers and duties granted by statute or ordinance.

(c) Notwithstanding what is stated above in subsection (b), the metropolitan development commission is not:

- (1) Authorized to approve the receipt or distribution of community development grant funds.
- (2) Required to approve or execute the award or amendment of any contract let by the department for public works or for the lease or purchase of capital equipment when the contract is not required to be bid under state law.

ARTICLE III. DIVISIONS

Sec. 231-101. ~~Division of Neighborhood and development services, division.~~

~~(a) The neighborhood and development services division is responsible for housing development and for processing requests for permission to develop real estate based on compliance with zoning, buildings and other standards and for the enforcement of laws and ordinances which regulate the development, maintenance and use of real estate. The division of neighborhood services is responsible for establishing a resident and community-based framework through which citizens can work cooperatively to direct and sustain the physical, social, and economic development of their neighborhood.~~

(b) Powers and duties of the division include:

- ~~(1) Powers and duties conferred on the department of metropolitan development by IC 36-7-15.1;~~
- ~~(2) Powers and duties granted to the neighborhood and development services division under section 231-111 through section 231-115 of this Code;~~
- ~~(3) Powers and duties conferred on the enforcement authority by IC 36-7-9;~~
- (41) Powers and duties conferred on the implementing agency under IC 36-7-4 (including actions which are the responsibility of the planning department, the division of planning and zoning and the staff, except for technical activities supporting preparation of the comprehensive plan described in the 500 series);
- ~~(5) Powers and duties which the division of code enforcement is authorized or required to carry out under the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 14 and 17;~~
- ~~(6) Powers and duties which the division of buildings is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 8, 10 1/2, 19 and 27;~~
- ~~(7) License persons and business organizations engaged in construction activity, issue building permits, make building inspections and take other appropriate actions for the purpose of securing safe construction and assuring proper maintenance of existing structures;~~
- ~~(8) Enforce building regulations established by the fire prevention and building safety commission of the State of Indiana;~~
- (92) Initiate a review of the issuance of a certificate of appropriateness in accordance with IC 36-7-11.1-9(f);
- ~~(103)~~ Powers and duties conferred on the ~~metropolitan planning~~ department of metropolitan development under section 7-2 of the Code of Indianapolis and Marion County, Indiana;

- (11) ~~Enforce provisions of state law or city ordinance relating to the development, condition, maintenance or use of real estate, as required by ordinance or assigned by the mayor;~~
- (124) Receive or process applications or documents for other departments, divisions or agencies of local government relative to the development or use of real estate when an agreement for such service is made; and
- (135) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

Sec. 231-201. ~~Planning division.~~ Division of planning.

(a) The ~~planning~~ division of planning is responsible ~~for economic development~~ and for planning activities throughout the county that will secure orderly growth, encourage effective use of municipal facilities and resources and provide a desirable quality of life for its citizens.

(b) Powers and duties of the division include:

- (1) Accomplishing land use and housing planning, economic and fiscal planning (including the preparation of a capital expenditure program), transportation planning, environment and energy planning, and urban design and planning for projects, neighborhoods, ~~and~~ open space and leisure systems;
- (2) Accomplishing technical work in support of preparation of a comprehensive plan described in the 500 series of IC 36-7-4;
- (3) Accomplishing technical work in support of preparation of a thoroughfare plan as described in IC 36-9-6.1-3, 4, 7 and 8; and
- (4) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

Sec. 231-401. ~~Financial services division.~~ Division of administrative services.

(a) The ~~financial services~~ division of administrative services is responsible for providing administrative support for the department, ~~and the deputy mayor of neighborhoods.~~

(b) This division shall have other powers and duties granted by statute or ordinance or delegated by the mayor or department director.

Sec. 231-501. Division of community development and human services.

(a) The division of community development and human services is responsible for providing affordable housing, development and rehabilitation opportunities, encouraging economic opportunities, building neighborhood capacity, providing homeless assistance and human services, administering an unsafe building program, providing real estate services to the department, and administering various federal programs.

(b) Powers and duties of the division include:

- (1) On behalf of the director, designating and authorizing the receipt and distribution of all funds received by the department pursuant to acts of the United States Congress including but not limited to the Housing and Community Development Act of 1974, as amended, the National Affordable Housing Act of 1990, as amended, and the Stewart B. McKinney Homeless Assistance Act of 1987, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States Government to receive those funds.
- (2) Facilitating the creation of affordable housing opportunities for low income households, including the homeless and persons with special needs, through the provision of programs including, but not limited to, Community Development Block Grant Program, Home Investment Partnerships Program, Home Ownership Opportunity for People Everywhere Program (Hope 3), Housing Opportunities for People with Aids, Emergency Shelter Grants, Section 108 Loan Guarantee Program, Section 312 Program, Rental Rehabilitation Program, Resolution Trust Corporation, Affordable Housing Program, Urban Housing Reinvestment Program.

- (3) Facilitating the economic growth and revitalization of the City, through various local economic development programs including, but not limited to Real Property Tax Abatement, Residential Distress Tax Abatement, Industrial Revenue Bonds, Tax Increment Financing, Community Development Block Grant Program, Section 108 Loan Guarantee Program, Commercial Facade Program, Urban Development Action Grant Program, Commercial Facade Program, Urban Development Action Grant Program, support for the Indianapolis Enterprise zone, and Enterprise Community.
- (4) Powers and duties granted to the division under section 231-511 through section 231-515 of this Code and continuing the administration and compliance monitoring of the previously established Urban Homesteading Programs for the Consolidated City of Indianapolis as provided by HUD guidelines and section 231-511 through 231-515 of this Code.
- (5) The provision of public services and facilities including but not limited to those concerned with employment, crime prevention, child care, health, drug abuse, education, fair housing, energy conservation, welfare, recreational or special needs.
- (6) Acquiring or disposing of any interest in real or personal property, leasing or renting any buildings, structures or facilities included with a housing, economic development, other development or redevelopment project or public safety initiative.
- (7) Powers and duties conferred on the enforcement authority by IC 36-7-9.
- (8) Conducting or contracting with an enforcement entity to conduct a program to issue orders to repair, board or demolish hazardous, unsafe or problem structures which contribute to urban blight including but not limited to the powers and duties in chapter 14 of the Code of Indianapolis and Marion County.
- (9) Powers and duties conferred on the department of metropolitan development by IC 36-7-15.1.
- (10) The division shall have other powers and duties granted by statute or ordinance or delegated by the mayor or department director.

Sec. 231-~~44~~511. Urban homesteading program established.

An urban homesteading program for the consolidated City of Indianapolis is hereby authorized and established, subject to the approval of such program by the mayor and director of the department of metropolitan development.

Sec. 231-~~44~~512. Preparation and administration.

~~The neighborhood and development services~~ division of community development and human services of the department of metropolitan development shall prepare such urban homesteading program and is hereby designated by council pursuant to IC 36-7-17 to administer such urban homesteading program.

Sec. 231-~~44~~513. Authority to prescribe regulations for administration.

~~The neighborhood and development services~~ division of community development and human services of the department of metropolitan development shall prescribe rules and regulations, as provided in IC 36-7-17, for administering the urban homesteading program.

Sec. 231-~~44~~514. Conformity with community development program and metropolitan comprehensive plan.

The urban homesteading program of Indianapolis shall be an integral component of and in conformity with the annual community development program operated by the City of Indianapolis under the Housing and Community Development Act of 1974. The urban homesteading program, and all administration and implementation thereof, shall be in accordance with the procedures, requirements and criteria of IC 36-7-17 and shall be in conformity with the official metropolitan comprehensive plan adopted by the metropolitan development commission pursuant to IC 36-7-4. The administration and implementation of the urban homesteading program shall not be subject to the provisions of IC 36-7-15.1.

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Sec. 231-~~44~~515. Cooperation and participation of other city departments.

The various departments of the city shall, appropriately within their respective jurisdictions, powers and duties, cooperate and participate as necessary in the administration of such urban homesteading program and shall further its implementation.

Sec. 231-601. Division of permits.

(a) The division of permits is responsible for enforcing land use requirements and promoting responsible development through inspections and issuance of permits.

(b) Powers and duties of the division include:

- (1) Powers and duties which the division of code enforcement is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 14 and 17;
- (2) Powers and duties which the division of buildings is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 8, 10 1/2, 19 and 27;
- (3) License persons and business organizations engaged in construction activity, issue building permits, make building inspections and take other appropriate actions for the purpose of securing safe construction and assuring proper maintenance of existing structures;
- (4) Enforce building regulations established by the Fire Prevention and Building Safety Commission of the State of Indiana;
- (5) Enforce provisions of state law or city ordinance relating to the development, condition, maintenance or use of real estate, as required by ordinance or assigned by the mayor; and
- (6) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

SECTION 2. The express or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 326, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 326, 1996 on May 30, 1996. The proposal establishes a Board of Asset Management and Public Works and abolishes the Board of Capital Asset Management and Board of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 326, 1996 was adopted on the following roll call; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Golc, Short, Williams

Proposal No. 326, 1996 was retitled GENERAL ORDINANCE NO. 85, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1996

A GENERAL ORDINANCE establishing a Board of Assets Management and Public Works and abolishing the Board of Public Works and the Board of Capital Asset Management.

WHEREAS, functions of the Department of Public Works and the Department of Capital Asset Management (successor to some of the functions of the Department of Transportation) have been substantially re-aligned and many privatized, and

WHEREAS, the same person serves as Director of both departments, and

WHEREAS, the Council has determined that there would be increased efficiency and coordination if a new board assumed the duties of the separate boards; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the City and County be and is hereby amended by adopting a new chapter 272 to read as follows:

CHAPTER 272. Board of Asset Management and Public Works.

Sec. 272-101. Board of asset management and public works established.

There is hereby established a board of asset management and public works pursuant to IC 36-3-4-23.

Sec. 272-102. Members.

The board of asset management and public works shall be composed of seven (7) members; the director of the Department of Public Works, who serves as presiding officer of the board, three (3) members appointed by the mayor and three (3) members appointed by the city-county council. Each appointed member shall serve a one-year term and until the member's successor is appointed and qualified but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

Sec. 272-103. Meetings.

The board shall hold regular meetings at least once a month at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by the presiding officer or by three members at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by telegram so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirement may be waived as to a member if the member attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

Sec. 272-104. Board action.

A majority of all members of the board constitutes a quorum. A majority vote of all board members is required to pass a resolution.

Sec. 272-105. Powers.

The board of asset management and public works shall:

- (1) To review all budgets prepared by the department of public works and department of capital asset management and recommend to the city-county council any revisions the board feels desirable;

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- (2) Review all budgets of the metropolitan thoroughfare district and recommend to the city-county council any revisions or adjustments as the board deems desirable.
- (3) Hold any hearings to be held following public notice and make such findings and determinations required by applicable law to be made after such hearing, including but not limited to the issuance of special taxing district bonds
- (4) Approve the award and amendment of contracts by the department for the purchase or lease of capital equipment, supplies, materials, services, or other property where the contract is required to be bid under IC 36-1-9.
- (5) Approve the award and amendment of public construction contracts required to be bid under IC 36-1-12.
- (6) Approve the acquisition of and leases for real estate.
- (7) Approve the disposal of property by the department of public works and department of capital asset management as specified in IC 36-1-11.
- (8) Approve the employment of persons engaged by contract to render professional or consulting services.
- (9) Accept streets and roads into the public road system after dedication pursuant to the procedure set forth in chapter 28 of the 1975 Code of Indianapolis and Marion County. Hold hearings on appeal from denial of permits or waivers under the jurisdiction of the department of capital asset management.
- (10) Exercise waste collection and disposal powers as described in IC 36-9-31;
- (11) Exercise the powers given to the board of public works in chapters 17 1/2, 19 and 671, articles I, III, IV and VI, of the Code of Indianapolis and Marion County, Indiana;
- (12) Exercise all powers not specifically stated herein formerly granted to the board of public works;
- (13) Contract with any individual or corporation for supplying the city with gas, water, steam, power, heat or electricity, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years. This power shall not interfere with the exclusive power of the board of capital asset management to enter into contracts for the lighting of public streets pursuant to chapter 271;
- (14) Hold hearings on appeal from denial of permits or waivers under the jurisdiction of the department of capital asset management.
- (15) Exercise the powers granted to the board of public works by IC 36-9-18, IC 36-9-19 and IC 36-9-20, IC 36-9-21 and IC 36-9-22, IC 36-9-37, IC 36-9-38 and IC 36-9-39.
- (16) Exercise all powers granted to the transportation board or capital asset management board by IC 36-9-6.5 and IC 36-9-11.1.
- (17) Contract with any individual or corporation for providing streetlights, maintenance for streetlights and lighting for streets, alleys or public places, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years.
- (18) Exercise flood control power as described in IC 36-9-29.1, and drainage power as described in IC 36-9-27.
- (19) Exercise all powers not specifically stated herein formerly granted to the board of transportation or the board of capital asset management.

- (20) Exercise the powers given to the board of public works or transportation or capital asset management in chapters 7, 10 1/2, 28, 29 (except article IV, division 3), 31, and 671, articles II, V, and VII.
- (21) Promulgate rules and regulations with respect to contract administration and compliance of public construction pursuant to contracts awarded by the board or department of capital asset management with regard to cost reduction incentives; provided the provisions to amend and promulgate rules and regulations herein granted shall expire on December 31, 1997, unless otherwise extended by the city-county council.
- (22) Any other powers granted by statute or ordinance or delegated by the mayor.

Sec. 271-31. Promulgation of rules and regulations.

(a) *Notice of hearing.* Before any rule, regulation or standard is adopted by the board of asset management and public works as authorized by this Code, it shall use the procedures in this section unless otherwise provided for by state law. The board shall cause a notice to be published in a newspaper of general circulation printed and published in the county at least ten (10) days prior to the date set for a hearing. The notice shall include a statement of the time and place of the hearing, a reference to the subject matter of the proposed rule or regulation and reference to the fact that a copy of the proposed rule or regulation is on file in the office of the department of capital asset management and in the office of the city clerk where it may be examined; however, no rule or regulation shall be invalid because the reference to the subject matter thereof in such notice is inadequate or insufficient.

(b) *Filing of proposal.* At least five (5) copies of a proposed rule or regulation shall be on file in the office of the department of capital asset management and in the office of the city clerk from the date of publication of the notice required by subsection (a) continuously to the time of the hearing. Any interested persons shall be given an adequate opportunity to examine a copy of the proposed rule or regulations. The city clerk shall furnish to each member of the city-county council a copy of each proposed rule or regulation filed in the office of the city clerk.

(c) *Hearing.* On the date set for a hearing on a proposed rule or regulation, any interested party shall be afforded an adequate opportunity to participate in the formulation of the proposed rule or regulation through the presentation of facts or arguments or the submission of written data or facts. All relevant matters presented shall be given full consideration by the board. All hearings conducted by such board shall be open to the public. Any person may appear and testify at a hearing, either in person or by a duly authorized representative or attorney.

(d) *Publication of adopted rules and regulations and review by the city-county council.* At the conclusion of a public hearing held pursuant to this section, the above board of capital asset management may adopt such rules and regulations or may provide for the continuation of the hearing as the board may deem appropriate, which further hearing may be held without the requirement of publication notice.

After adoption of such rules and regulations, the secretary of the board shall file a copy of the same with the clerk of the city-county council. The board shall publish a notice once a week for two (2) consecutive weeks after each board meeting at which rules and regulations were adopted, that the board has adopted certain rules and regulations, giving the number of the same and the general title thereof and stating that copies are available for examination in the office of the department of capital asset management and the office of the city clerk. The rules and regulations shall not become effective or enforceable until thirty (30) days after the date upon which the regulations are filed with the clerk. During such thirty-day period, the city-county council may further stay, up to a maximum of ninety (90) days, the taking effect of such rules and regulations for review by the city-county council or for legislation by the city-county council within the subject matter of the rules and regulations or may by resolution or ordinance disapprove or reject such rules or regulations, in which latter case the action of the board in adopting such rules and regulations shall be of no effect. After complying with the requirements for publication, and if the city-county council has not stayed the taking effect of such rules and regulations or disapproved or rejected them, such rules and regulations as are adopted by the above board shall become effective.

(e) *Alteration of existing rules or regulations.* In case the board desires to repeal, rescind or amend any rule or regulation, the same procedures shall be followed as are provided in this section for the promulgation of rules or regulations.

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(f) *Enforcement of rules and regulations promulgated under this section.* A violation of any rule or regulation promulgated under this section constitutes a municipal violation. Any person convicted of violating any rule or regulation promulgated under this section shall be subject to the general penalty provisions contained in section 101-3 of this Code.

SECTION 2. Sec. 261-21 through Sec. 261-25 and Sec. 271-21 through Sec. 271-31 of the Revised Code of the City and County are hereby repealed.

SECTION 3. Upon the effective date of this ordinance, those persons appointed to the board of public works or the board of capital asset management by the council or mayor shall become members of the board of asset management and public works, provided if either the mayor or council shall have more than three persons who would become members of the board, the appointing authority shall designate what three shall become members.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 330, 1996 Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 330, 1996 on June 4, 1996. The proposal is an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 330, 1996 was adopted on the following roll call; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford
1 NAYS: Coonrod
3 NOT VOTING: Golc, Short, Williams

Proposal No. 330, 1996 was retitled FISCAL ORDINANCE NO. 58, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Twelve Thousand Seven Hundred Ten Dollars (\$12,710) in the Consolidated County Fund for purposes of the Cable Communications Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (d) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to purchase supplies.

SECTION 2. The sum of Twelve Thousand Seven Hundred Ten Dollars (\$12,710) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CABLE COMMUNICATIONS AGENCY

CONSOLIDATED COUNTY FUND

2. Supplies 12,710
TOTAL INCREASE

12,710

SECTION 4. The said increased appropriation is funded by the following reductions:

CABLE COMMUNICATIONS AGENCY

4. Capital Outlays
TOTAL DECREASE

CONSOLIDATED COUNTY FUND

12,710
12,710

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 362, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 362, 1996 on June 3, 1996. The proposal amends the Comprehensive Zoning Maps of Marion County by updating base maps #7D, #14C, and #50C (96-AO-2). Councillor Hinkle stated that the Committee will receive a formal report on the Wellfield Protection Regulation in July, 1996. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Smith, for adoption. Proposal No. 362, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford

0 NAYS:

3 NOT VOTING: Gray, Talley, Williams

Proposal No. 362, 1996 was retitled GENERAL ORDINANCE NO. 86, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1996

Metropolitan Development Commission
Docket No. 96-AO-2

AN ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, Part 21, as amended, the Zoning Ordinance for Marion County, Indiana which Ordinance includes the Comprehensive Zoning Maps Of Marion County, Indiana, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana Ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, the City of Lawrence, Indiana, has informed the Department of Metropolitan Development of Indianapolis/Marion County, Indiana, that the municipality has abandoned two of its wellfields, specifically the "59th Street wellfield" and the "Oakland Road wellfield". Due to this abandonment, the City of Lawrence has requested that wellfield protection strategies cease in these specific locations, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended to modify specifically base maps #7D, #14C, and #50C of said maps to delete two specific Wellfield Protection Zoning District classifications from the zoning base maps within the City

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of Lawrence due to abandonment of the wellfields by the City's water utility (which Comprehensive Zoning Maps, as amended, are attached hereto, incorporated herein by reference and made a part of this Ordinance). This action thereby updates said Comprehensive Zoning Maps.

SECTION 2. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal any individually initiated rezoning ordinances approved by the City-County Council subsequent to:

- a. August 1, 1995 (base map #7D)
- b. October 23, 1994 (base map #14C)
- c. October 23, 1994 (base map #50C),

and thereafter legally effective (which rezoning by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said MAPS in a subsequent map updating amendment hereto).

SECTION 3. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal Airport Zoning Ordinance (94-AO-2, which includes the language of the former Airspace District Zoning Ordinance [62-AO-2] as amended) and the Airspace District Map adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.

SECTION 4. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal the Floodway and Floodway District Fringe zoning district boundaries, as adopted under Metropolitan Development Commission docket number 92-AO-7.

SECTION 5. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

PROPOSAL NO. 366, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 366, 1996 on May 30, 1996. The proposal determines the need to lease space at 151 South East Street for customer service for the Department of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Tilford asked if the new contractor does not elect to locate at 21st and Sherman, does the City have any plans for that property. Councillor Coughenour replied that it is her understanding that the Brookside agency would move to 21st and Sherman.

Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 366, 1996 was adopted on the following roll call; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 366, 1996 was retitled SPECIAL RESOLUTION NO. 41, 1996, and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 41, 1996

A Proposal for a Special Resolution determining the need to lease approximately six acres of gross area and approximately 25,000 square feet building at 151 South East Street, Indianapolis, Indiana 46202, for the Department of Public Works.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease for the use of the Department of Public Works is necessary.

SECTION 2. The property located at 151 South East Street, Indianapolis, Indiana 46202, is owned by MG and B Partnership.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 369, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 369, 1996 on June 4, 1996. The proposal approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 369, 1996 was adopted on the following roll call; viz:

28 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Boyd

Proposal No. 369, 1996 was retitled SPECIAL RESOLUTION NO. 47, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1996

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University in the amount of \$50,000 for the purpose of financing educational access cable television programming in Marion County, Indiana.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming over the educational access channels of the two franchised cable television systems within Marion County, Indiana (the Grant); and

WHEREAS, Section 2-428 of the Code of Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$50,000 to Indiana University is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

June 10, 1996

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, and 386, 1996 on May 29, 1996.

PROPOSAL NO. 371, 1996. The proposal, sponsored by Councillor Smith, authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24). By an 8-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal No. 371, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 371, 1996 was retitled GENERAL ORDINANCE NO. 87, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	County Line Rd, Emerson Av	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	County Line Rd, Emerson Av	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 372, 1996. The proposal, sponsored by Councillor Gray, authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9). By a 6-1-1 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Gray, for adoption. Proposal No. 372, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAYS: Moriarty Adams

Proposal No. 372, 1996 was retitled GENERAL ORDINANCE NO. 88, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	Illinois St (3100 W), Children's Museum driveway access	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 373, 1996. The proposal, sponsored by Councillor Brents, authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16). By an 8-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer, seconded by Councillor Brents, for adoption. Proposal No. 373, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 373, 1996 was retitled GENERAL ORDINANCE NO. 89, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

June 10, 1996

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Washington St (700 W) at White River State Park driveway access	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 374, 375, 376, 377, and 378, 1996 together. Consent was given

PROPOSAL NO. 374, 1996. The proposal, sponsored by Councillor Dowden, authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4). PROPOSAL NO. 375, 1996. The proposal, sponsored by Councillor Tilford, authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12). PROPOSAL NO. 376, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for New Augusta Woods Subdivision (District 1). PROPOSAL NO. 377, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1). PROPOSAL NO. 378, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for Eagles Watch Subdivision (District 1). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal Nos. 374, 375, 376, 377, and 378, 1996 were adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Black

Proposal No. 374, 1996 was retitled GENERAL ORDINANCE NO. 90, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Mead Ct, Mead Dr	Mead Dr	Yield
12	Mead Dr, Periwinkle Ln	Periwinkle Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 375, 1996 was retitled GENERAL ORDINANCE NO. 91, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28	Heather Cir, Warren Cir	Heather Cir	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 376, 1996 was retitled GENERAL ORDINANCE NO. 92, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	Cawi Ct, Long Run Dr	Long Run Dr	Yield
10	Fox Pointe Ct, Long Run Dr	Long Run Dr	Yield
10	Hunt Master Ct, Long Run Dr	Long Run Dr	Yield
10	Long Run Dr, 71st St	71st St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 377, 1996 was retitled GENERAL ORDINANCE NO. 93, 1996, and reads as follows:

June 10, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Blackley Ln, Vicksburg Ln	Vicksburg Ln	Stop
9	Brobeck Ct, Brobeck Ln	Brobeck Ln	Stop
9	Brobeck Ln Vicksburg Ln	Vicksburg Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 378, 1996 was retitled GENERAL ORDINANCE NO. 94, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15	Aerie Ln, Eagles Watch Ln	Eagles Watch Ln	Stop
15	Aspen Crest Ln, Aspen Talon Ct	Aspen Crest Ln	Stop
15	Aspen Crest Ln, Falcon Crescent	Falcon Crescent	Stop
15	Aspen Crest Ln, Hawks Crescent	Aspen Crest Ln	Yield
15	Crane Ct, Eagles Watch Dr	Eagles Watch Dr	Yield
15	Eagles Watch Dr, Eagles Watch Ln, Eagles Watch Ln	Eagles Watch Dr Eagles Watch Ln	Stop

15	Eagles Watch Dr, Eagles Watch Ln, Eagle Talon Ct	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Falcon Talon Ct	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Harrier Cir	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Ringtail Ct	Eagles Watch Dr	Yield
15	Eagles Watch Dr, Sea Eagle Ct	Eagles Watch Dr	Yield
15	Eagles Watch Ln, Quail Ln	Eagles Watch Ln	Stop
15	Eagles Watch Ln, 46th St	46th St	Stop
15	Owls Nest Blvd, Owls Nest Ct,	Owls Nest Ct, Owls Nest Pl	Stop
15	Owls Nest Blvd, 46th St	46th St	Stop
15	Quail Crescent, Quail Ln	Quail Ln	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 379, 380, 381, and 386, 1996 together. Consent was given

PROPOSAL NO. 379, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15). PROPOSAL NO. 380, 1996. The proposal, sponsored by Councillor Tilford, authorizes a multi-way stop at 14th Street and Shortridge Road (District 12). PROPOSAL NO. 381, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21). PROPOSAL NO. 386, 1996. The proposal, sponsored by Councillor Borst, authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal Nos. 379, 380, 381 and 386, 1996 were adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

Proposal No. 379, 1996 was retitled GENERAL ORDINANCE NO. 95, 1996, and reads as follows:

June 10, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 95, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Irvington Av, 11th St	Irvington Av	Stop
26	Irvington Av, Wayne Dr	Irvington Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Irvington Av, 11th St	None	All Way Stop
26	Irvington Av, Wayne Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 380, 1996 was retitled GENERAL ORDINANCE NO. 96, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	14th St, Shortridge Rd	14th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	14th St, Shortridge Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 381, 1996 was retitled GENERAL ORDINANCE NO. 97, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Fletcher Av, Spruce St	Fletcher Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Fletcher Av, Spruce St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 386, 1996 was retitled GENERAL ORDINANCE NO. 98, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS GROSS
Concord Street, from
Banta Road to Epler Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

June 10, 1996

OLD BUSINESS

Councillor Coughenour stated that since she has not heard from any of the Councillors, Regulations 96-01 and 96-02 of the Board of Capital Asset Management will be effective June 13, 1996.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Franklin in memory of Louise Moore.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Louise Moore. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:27 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of June, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President



Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 24, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m. on Monday, June 24, 1996, with Councillor SerVaas presiding.

Councillor Golc introduced Father Kenneth Taylor with Holy Trinity Catholic Church, and holds the office of Multicultural Ministry who led the opening prayer. Councillor Golc invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Moriarty Adams

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden introduced Ward Kennedy, member of Boy Scout Troop 441, and his mother Diane Kennedy. Councillor Tilford recognized Warren Township Trustee, Tom Marendt. Councillor Black introduced Steve Quick, president of DPW Local Union 725. Councillor Borst acknowledged the presence of Perry Township School Board member, Carolyn Neehouse. Councillor McClamroch recognized Boy Scout Troop 174. Councillor O'Dell introduced Doug and Helen VanBumble, Warren Township constituents. Councillor SerVaas congratulated Councillor O'Dell on the birth of his son, Samuel.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 24, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

June 11, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, June 13, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 363, 420, 423, 424, and 425, 1996 to be held on June 24, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

June 14, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 55, 1996: an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund

FISCAL ORDINANCE NO. 58, 1996: an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund

GENERAL ORDINANCE NO. 84, 1996: reorganizes the Department of Metropolitan Development

GENERAL ORDINANCE NO. 87, 1996: authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24)

GENERAL ORDINANCE NO. 88 1996: authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9)

GENERAL ORDINANCE NO. 89, 1996: authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16)

GENERAL ORDINANCE NO. 90, 1996: authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4)

June 24, 1996

GENERAL ORDINANCE NO. 91, 1996: authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12)

GENERAL ORDINANCE NO. 92, 1996: authorizes intersection controls for New Augusta Woods Subdivision (District 1)

GENERAL ORDINANCE NO. 93, 1996: authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1)

GENERAL ORDINANCE NO. 94, 1996: authorizes intersection controls for Eagles Watch Subdivision (District 1)

GENERAL ORDINANCE NO. 95, 1996: authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15)

GENERAL ORDINANCE NO. 96, 1996: authorizes a multi-way stop at 14th Street and Shortridge Road (District 12)

GENERAL ORDINANCE NO. 97, 1996: authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21)

GENERAL ORDINANCE NO. 98, 1996: authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25)

SPECIAL RESOLUTION NO. 41, 1996: determines the need to lease space at 151 South East Street for customer service for the Department of Public Works

SPECIAL RESOLUTION NO. 44, 1996: congratulates Key Renaissance Middle School

SPECIAL RESOLUTION NO. 45, 1996: recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library

SPECIAL RESOLUTION NO. 46, 1996: recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick

SPECIAL RESOLUTION NO. 47, 1996: approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County

Respectfully,
s/Stephen Goldsmith, Mayor

[Clerk's Note: General Ordinance No. 85, 1996 - establishes a Board of Asset Management and Public Works and abolished the Board of Capital Asset Management and Board of Public Works. This ordinance was signed by the Mayor on June 7, 1996.]

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of June 10, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

Councillor McClamroch asked if Proposal Nos. 474 and 475, 1996 could be heard together. Consent was given.

PROPOSAL NO. 474, 1996. The proposal appoints Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District. PROPOSAL NO. 475, 1996. The proposal appoints James Adams to the Common Construction Wage Committee for the Lawrence Township School District.

Councillor Williams asked if resumes were included in the packets. Councillor McClamroch answered that these appointments were submitted the morning of council meeting.

Councillor Golc asked for background on the appointments. Councillor McClamroch replied that Mr. Hunter has an accounting background with the Federal Government and has also been involved with wage and school issues. Councillor McClamroch stated that Mr. Adams is an businessman in Lawrence Township.

Councillor McClamroch moved for a voice vote, seconded by Councillor Hinkle. Division ruled, and a roll call vote was taken. Proposal Nos. 474 and 475, 1996 were adopted on the following roll call vote; viz:

19 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford
9 NAYS: Black, Boyd, Brents, Golc, Gray, Jones, Short, Talley, Williams
1 ABSENT: Moriarty Adams

Proposal No. 474, 1996 was retitled COUNCIL RESOLUTION NO. 46, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1996

A COUNCIL RESOLUTION appointing Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee approved by the City of Beech Grove or the Beech Grove School District, the Council appoints:

Charles Hunter

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 475, 1996 was retitled COUNCIL RESOLUTION NO. 47, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1996

A COUNCIL RESOLUTION appointing James Adams to the Common Construction Wage Committee for the Lawrence Township School District..

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee approved by the Lawrence Township School District, the Council appoints:

June 24, 1996

James Adams

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 324, 1996. The proposal reappoints Robert S. Daly, M.D. to the Air Pollution Control Board. Councillor McClamroch moved, seconded by Councillor Gilmer, for adoption. Proposal No. 324, 1996 was adopted by unanimous voice vote.

Proposal No. 324, 1996 was retitled COUNCIL RESOLUTION NO. 48, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 1996

A COUNCIL RESOLUTION reappointing Robert S. Daly, M.D. to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

Robert S. Daly, M.D.

SECTION 2. The appointment made by this resolution is for a term ending June 4, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor Schneider asked for a special hearing by Committee of the Whole for Proposal 328, 1996. President SerVaas replied that Proposal No. 328, 1996 would be heard after the Introduction of Proposals.

PROPOSAL NO. 449, 1996. The proposal, introduced by Councillor Curry, approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 449, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell,
Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
1 ABSENT: Moriarty Adams

Proposal No. 449, 1996 was retitled GENERAL ORDINANCE NO. 99, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 1996

A GENERAL ORDINANCE approving an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amending Sec. 285-121 of the Revised Code with respect to cable franchises.

WHEREAS, the current cable franchises of Time-Warner Entertainment-Advance/Newhouse Partnership, d.b.a. American-Cablevision of Indianapolis (American) and Comcast Cablevision of Indianapolis, L.P. (Comcast) will expire on July 1, 1996; and

WHEREAS, formal renewal proceedings under Federal Law have been suspended while informal negotiations are proceeding between the City and American and Comcast; and

WHEREAS, the proposed extension will allow the parties time to conclude informal renewal negotiations and provide for review of the proposed renewal agreements by the City-County Council and the Cable Franchise Board or, if informal negotiations can not be concluded, to resume formal proceedings under Federal Law prior to expiration of the current cable franchises; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Chairman of the Cable Franchise Board and the Mayor are authorized to execute extensions of American's and Comcast's cable franchises until August 9, 1996, in the form attached to this Special Resolution as Exhibits A and B.

SECTION 2. Section 285-121 of Article I of Chapter 285 of the Revised Code of the Consolidated City and County be and is hereby amended by deleting the last sentence of subsection (a) and all of subsection (b).

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

FOURTH AMENDMENT TO FRANCHISE CONTRACT
BETWEEN CITY OF INDIANAPOLIS, INDIANA
AND TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP

This Fourth Amendment (Fourth Amendment) to Franchise Contract, made and entered into this _____ day of June, 1996, by and between the City of Indianapolis, Indiana (City) and Time Warner Entertainment Advance/Newhouse Partnership, d.b.a. American Cablevision of Indianapolis, a New York general partnership with its principal place of business at 300 First Stamford Place, Stamford, Connecticut 06902-6732 (Operator).

WITNESSETH THAT:

WHEREAS, on February 19, 1981, the City and Operator's predecessor, American Cablevision of Indianapolis, Inc. (American) entered into a Franchise Contract whereby American was granted a non-exclusive fifteen (15) year franchise to provide cable television service within its franchise territory for the City; and

WHEREAS, during January 1989, the City and American amended the Franchise Contract with respect to certain public access requirements; and

WHEREAS, during March 1992, the City approved the transfer of the franchise to Time Warner Entertainment Company, L.P. (TWE); and

WHEREAS, on March 16, 1993, TWE duly filed a notice requesting commencement of formal renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992, an amendment to the Communications Act of 1934 (47 U.S.C. Section 521 et seq.) (the Act); and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under 626 of the Act and conducted public hearings and mail surveys, and engaged consultants to perform studies to identify future cable-related community needs and interests and to review the performance of the cable operator under its franchise during the current franchise term; and

WHEREAS, during December 1994, the City approved the transfer of the franchise to Operator; and

June 24, 1996

WHEREAS, on December 29, 1995, the City and Operator entered into a Second Amendment to the Franchise Contract, extending the Franchise Contract's term through June 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, on May 28, 1996, the City and Operator entered into a Third Amendment to the Franchise Contract, extending the Franchise Contract's term through July 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, as provided by Section 626(h) of the Act, the parties have been conducting informal negotiations concerning possible terms and conditions of a renewal franchise and have mutually agreed to pursue renewal informally rather than formally without a waiver or surrender of any rights, claims, actions, remedies or defenses available to either the City or the Operator under the applicable local, state or federal law; and

WHEREAS, parties desire to extend the current Franchise Contract term from July 1, 1996, through and including August 9, 1996, to enable the parties to continue to pursue renewal informally or, if informal negotiations cannot be concluded, to resume formal proceedings under the Act prior to the expiration of the current cable franchise; and

NOW, THEREFORE, in consideration of the mutual agreements hereinafter set forth, the City and the Operator do hereby agree as follows:

SECTION 1. Section 10.01 of the Franchise Contract, as amended, is hereby extended from July 1, 1996, through and including August 9, 1996.

SECTION 2. The parties agree to this extension to allow them to pursue informal renewal of the Operator's franchise pursuant to Section 626(h) of the Act, and this extension shall not be deemed a waiver or surrender of (and both parties expressly reserve) any rights, claims, actions, remedies or defenses available to either the City or the Operator under applicable local, state or federal law, including but not limited to the Act, as amended.

SECTION 3. The City and the Operator agree that any notice of alleged non-compliance or quality of service deficiencies which is delivered on or before July 16, 1996, shall be deemed to have been given on July 17, 1995; provided, however, any applicable period of time for cure or correction shall commence upon the date notice is actually given to the Operator.

SECTION 4. All other terms and provisions of the Franchise Contract which are not amended or modified by this Fourth Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Fourth Amendment to Franchise contract have executed this Fourth Amendment on the dates shown below.

TIME WARNER ENTERTAINMENT-
ADVANCE/NEWHOUSE PARTNERSHIP
(OPERATOR)

By: _____

Title: _____

Date: _____

CITY OF INDIANAPOLIS, INDIANA

By: _____
Carlton E. Curry, Chair of the
Indianapolis-Marion County Cable Board

Date: _____

APPROVED:

Stephen Goldsmith, Mayor

Date: _____

APPROVED AS TO LEGAL FORM:
Sue A. Beesley, Corporation Counsel

By: _____

Margaret E. Piety
Assistant Corporation Counsel

Date: _____

EXHIBIT B

THIRD AMENDMENT TO FRANCHISE
BETWEEN CITY OF INDIANAPOLIS, INDIANA
AND COMCAST CABLEVISION OF INDIANAPOLIS, L.P.

This Third Amendment (Third Amendment) to Franchise made and entered into this ____ day of June 1996, by and between the City of Indianapolis, Indiana (City) and Comcast Cablevision of Indianapolis, L.P., a Delaware limited partnership with its principal place of business at 5300 East 65th Street, Indianapolis, Indiana 46220-0911 (Operator).

WITNESSETH THAT:

WHEREAS, on May 19, 1967, the Marion County, Indiana, County Commissioners and Operator's predecessor, Metropolitan Cablevision Corporation, (Metropolitan) entered into a Franchise, whereby Metropolitan was granted a twenty-five (25) year franchise to provide cable television service to the unincorporated areas within Marion County; and

WHEREAS, from and after December 31, 1969, the Franchise became an agreement of the City of Indianapolis pursuant to the provisions of the UNIGOV Act, which created the Consolidated City of Indianapolis; and

WHEREAS, on or about August 10, 1978, Metropolitan assigned the Franchise to Indianapolis Cablevision Company, Ltd., with the consent of the Mayor of the City; and

WHEREAS, on or about November 21, 1984, the City approved the transfer of the Franchise from Indianapolis Cablevision Company, Ltd., to Indianapolis Cablevision, Inc., and an amendment to the Franchise clarifying the expiration date as May 19, 1992; and

WHEREAS, on or about December 22, 1986, the City approved the transfer of the Franchise from Indianapolis Cablevision, Inc., to Comcast Leasing Partners, L.P., and authorized the lease of the Franchise by Comcast Leasing Partners, L.P., to Comcast Cablevision of Indianapolis, Inc., upon notice to the Cable Franchise Board, as well as the execution, upon the transfer, of an amendment to the Franchise renewing the franchise for an additional term of four (4) years, through and including May 18, 1996, and adding certain provisions to the Franchise, including but not limited to, a line extension policy, public, educational and governmental access channels and facilities requirements, complaint and service procedures, a citizen's advisory committee, administration and enforcement procedures, and reporting requirements; and

WHEREAS, on June 29, 1993, Operator duly filed a notice requesting commencement of formal renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992, an amendment to the Communications Act of 1934 (47 U.S.C. Section 521 et seq.) (the Act); and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under 626 of the Act and conducted public hearings and mail surveys, and engaged consultants to perform studies to identify future cable-related community needs and interests and to review the performance of the cable operators under its franchise during the current franchise term; and

WHEREAS, on May 28, 1996, the City and Operator entered into a Second Amendment to the Franchise, extending the Franchise term through July 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, as provided by Section 626(h) of the Act, the parties have been conducting informal negotiations concerning possible terms and conditions of a renewal franchise and have mutually agreed to pursue renewal informally rather than formally without a waiver or surrender of any rights, claims, actions, remedies or defenses available to either the City or the Operator under the applicable local, state or federal law; and

June 24, 1996

WHEREAS, the parties desire to extend the current Franchise term from July 1, 1996, through and including August 9, 1996, to enable the parties to continue to pursue renewal informally or if informal negotiations cannot be concluded, to resume formal proceedings under the Act prior to the expiration of the current cable franchise.

NOW, THEREFORE, in consideration of the mutual agreements hereinafter set forth, the City and the Operator do hereby agree as follows:

SECTION 1. Section III of the Franchise, as amended, is hereby extended from July 1, 1996, through and including August 9, 1996.

SECTION 2. The parties agree to this extension to allow them to pursue informal renewal of the Operator's franchise pursuant to Section 626(h) of the Act, and this extension shall not be deemed a waiver or surrender of (and both parties expressly reserve) any rights, claims, actions, remedies or defenses available to either the City or the Operator under applicable local, state or federal law, including but not limited to the Act, as amended.

SECTION 3. The City and the Operator agree that any notice of alleged non-compliance or quality of service deficiencies which is delivered on or before July 16, 1996, shall be deemed to have been given on July 17, 1995; provided, however, any applicable period of time for cure or correction shall commence upon the date notice is actually given to the Operator.

SECTION 4. All other terms and provisions of the Franchise Contract which are not amended or modified by this Third Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Third Amendment to Franchise have executed this Third Amendment on the dates shown below.

COMCAST CABLEVISION OF
INDIANAPOLIS, L.P.
(OPERATOR)

By: _____

Title: _____

Date: _____

CITY OF INDIANAPOLIS, INDIANA

By: _____

Carlton E. Curry, Chair of the
Indianapolis-Marion County Cable Board

Date: _____

APPROVED:

Stephen Goldsmith, Mayor

Date: _____

APPROVED AS TO LEGAL FORM:
Sue A. Beesley, Corporation Counsel

By: _____

Margaret E. Piety
Assistant Corporation Counsel

Date: _____

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 450, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Industrial Zoning Ordinance of Marion County"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 451, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 452, 1996. Introduced by Councillors Dowden, Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,675,000 for the County Auditor to purchase the Service Supply Building for use as a jail, and to pay relocation and engineering costs and other expenses associated with the purchase financed by balances in the County General Fund, Contingency and Jail Reserve Accounts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 453, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 454, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 455, 1996. Introduced by Councillors Coughenour, Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning Capital Improvement Plans"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 456, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 457, 1996. Introduced by Councillors SerVaas, Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 458, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit on Whistler Drive from German Church Road to Mutz Drive (District 12)"; Capital Asset Management Committee.

PROPOSAL NO. 459, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit on Tapp Drive from Winding Hart Drive to County Line (District 12)"; and the President referred it to the Capital Asset Management Committee

PROPOSAL NO. 460, 1996. Introduced by Councillors Short, Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 461, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 462, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which requests the Metropolitan Development Commission to initiate and adopt amendments to the Commercial and the Special Use Zoning Ordinance so as to require that race tracks authorized to conduct pari-mutuel wagering on horse races would be permitted only in a special use district established for premises the primary or dominate use of which is for gambling activities"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 473, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

Councillor Shambaugh moved to suspend the rules to hear Proposal 473, 1996 at this time. Councillor Shambaugh stated that the Arts Council usually receives the first payment of grant money at the end of June or early July. With the next Council meeting scheduled in late July, he feels that Proposal No. 473, 1996 needs to be acted upon prior to the next meeting.

Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 473, 1996 was adopted on the following roll call vote; viz:

18 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coughenour, Curry, Franklin, Gilmer, Hinkle, Jones, Massie, McClamroch, O'Dell, Shambaugh, Short, Talley, Tilford
5 NAYS: Bradford, Coonrod, Golc, Schneider, Smith
5 NOT VOTING: Dowden, Gray, Moores, SerVaas, Williams
1 ABSENT: Moriarty Adams

Proposal No. 473, 1996 was retitled GENERAL ORDINANCE NO. 7, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1996

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants totaling Seven Hundred Twenty-one Thousand Nine Hundred Eighty (\$721,980) approved by General Resolution No. 87, 1996 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

1996 General Operating Support Grants:

American Pianists Association	\$ 5,590
Arts Indiana	12,960
Cathedral Arts	13,900
The Children's Museum of Indianapolis	119,980
Dance Kaleidoscope	8,190
Edyvean Repertory Theater at CTS	8,450
Eiteljorg Museum	39,680
Freetown Village	5,390
Indiana Repertory Theater	41,210
Indianapolis Art Center	14,920
Indianapolis Ballet Theater	18,120
Indianapolis Chamber Orchestra	7,310
Indianapolis Children's Choir	8,610
Indianapolis Civic Theater	13,710
Indianapolis Museum of Art	118,750
Indianapolis Opera	17,930
Indianapolis Symphonic Choir	3,330
Indianapolis Symphony Orchestra	140,940
Madame Walker Urban Life Center	17,740
Phoenix Theater	6,470
Very Special Arts Indiana	8,870
WFYI TV20/FM 90.1	58,600
Writers' Center of Indianapolis	3,380
Young Audiences of Indiana	<u>9,950</u>
Subtotal \$703,980	

1996 Special Project Support Grants

Clowes Hall	2,000
Community centers of Indianapolis	2,000
Crossroads Performing Arts	2,000
Ensemble Music Society	2,000
Indiana Black Expo	2,000
Indiana Opera Theater	2,000
Indiana Performing Arts Academy	2,000
New World Chamber Orchestra	2,000
Stories, Inc	<u>2,000</u>
Subtotal	18,000

Grand Total \$721,980

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec 4.01.(c) of the Annual Budget for 1996, Fiscal Ordinance No. 86, 1995.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 328, 1996.. The proposal, introduced by Councillors Coonrod, Dowden, Cockrum, and Tilford, abolishes Marion County Board of Tax Adjustment. Councillor Schneider stated that Proposal 328, 1996 was scheduled to be heard in the Administration and Finance Committee on June 18, 1996, but the meeting was cancelled. Councillor Schneider asked for consent for Proposal No. 328, 1996 to be heard by the Committee of the Whole. Consent was given.

Councillor Coonrod stated that the County Tax Adjustment Board reviews all of the budgets adopted by elected officials in the County. He feels that this is a duplication of the work by the State Board of Tax Commissioners which also reviews all of the budgets. The State Board has superior control over the local board of Tax Adjustment.

Councillor Hinkle stated that he has been on the Marion County Tax Adjustment Board the last four years. He feels the Board is important because it can show comparisons between the different jurisdictions. Councillor Hinkle moved, seconded by Councillor Black, to table Proposal No. 328, 1996.

Councillor Smith stated that he does not agree that government always knows best, the people of the County know best, he feels that the County Tax Adjustment Board should be abolished.

Councillor Cockrum stated that he agreed to co-sponsor Proposal No. 328, 1996 because of his experience on the Board for three years and two years as chairman of the Board. Councillor Cockrum stated that the Board by statute does not have authority to increase any budget submitted, it only has authority to approve as submitted or reduce it. Recently the local board recommended a reduction to the State Board of Tax Adjustment, who in turn overruled the recommendation.

The President passed the gavel to Vice President McClamroch.

President SerVaas stated that there is merit in Councillors Coonrod and Cockrum's statements, but he feels the Board is the only forum present to look at all other budgets and comparisons in the County. He also believes that the Board supports the proposal, but the fact remains that it is the only forum for the reviews.

Vice President McClamroch returned the gavel to President SerVaas.

The motion to table carried by a voice vote.

Councillor Dowden moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal 452, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on July 22, 1996. He explained that the proposal would miss the July hearing if the 30 day rule was not suspended. Councillor Tilford seconded, and the motion carried by a unanimous voice vote.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 463, 464, 465 and 466 - 472, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 20, 1996. The Council did not schedule Proposal Nos. 463, 464, 465 and 466 - 472, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 463, 464, 465 and 466 - 472, 1996 were retitled REZONING ORDINANCES NOS. 129, 130, 131, and 132 - 138 and are identified as follows:

REZONING ORDINANCE NO. 129, 1996. 94-Z-21
10603 PENDLETON PIKE (approximate address), LAWRENCE
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5.

SANDERS DEVELOPMENT GROUP, INC., by Thomas Michael Quinn, requests the rezoning of 15.29 acres, being in the D-A, D-5II, and C-1 Districts, to the C-4 classification to provide for commercial use.

REZONING ORDINANCE NO. 130, 1996. 94-Z-173

10750 and 10810 EAST PROSPECT STREET (approximate address), INDIANAPOLIS
WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13.

HOWARD and PATRICIA MCCARTY request the rezoning of 1.64 acres, being in the D-A district, to the D-1 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 131, 1996. 96-Z-45

7101 EAST 10TH STREET (approximate address), INDIANAPOLIS
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

THE KROGER COMPANY, by Thomas M. Quinn, requests a rezoning of 7.7 acres, being in the C-S and SU-1 Districts, to the C-4 classification to provide for the expansion of an existing grocery store.

REZONING ORDINANCE NO. 132, 1996. 96-Z-88

11575 FOX ROAD (rear) and 11610 EAST 79th STREET (approximate address),
CITY OF LAWRENCE

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

BASIC AMERICAN INDUSTRIES, by Philip Nicely, requests a rezoning of 10.142 acres, being in the C-1 and C-4 Districts, to the C-S classification to provide for the construction of mini-warehouses. The details of this petition are on file.

REZONING ORDINANCE NO. 133, 1996. 96-Z-59A

6102 EAST 86TH STREET (approximate address), INDIANAPOLIS
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 3.

SUNBEAM DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests a rezoning of 26.63 acres, being in the C-2 District, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 134, 1996. 96-Z-59B

5902 EAST 86TH STREET (approximate address), INDIANAPOLIS
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 3.

SUNBEAM DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests a rezoning of 5.1 acres, being in the C-2 District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 135, 1996. 96-Z-99 (Amended)

4730 NORTH FRANKLIN ROAD (approximate address), CITY OF LAWRENCE
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

HAWTHORNE INDIANA, by Thomas Michael Quinn, requests a rezoning of 7.263 acres, being in the D-7 and C-1 District, to the D-8 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 136, 1996. 96-Z-92

512-514 EAST PERRY STREET (approximate address), INDIANAPOLIS
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

ASSOCIATED MATERIALS, INC., by Edward Williams, requests a rezoning of 0.3526 acre, being in the D-5 District, to the C-5 classification to provide for commercial use including the operation of an automobile display and repair business.

REZONING ORDINANCE NO. 137, 1996. 96-Z-94

5604-5640 EAST 38TH STREET (approximate address), INDIANAPOLIS
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14

LIGHT OF THE WORLD CHRISTIAN CHURCH, by Stephen D. Mears, requests a rezoning of 0.8 acre, being in the D-5 District, to the SU-1 classification to conform the zoning classification for an existing church use and to provide for additional parking.

REZONING ORDINANCE NO. 138, 1996. 96-Z-96

5215 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7

GLENDALE PARTNERS, by Thomas Michael Quinn, requests a rezoning of 0.456 acre, being in the C-3(W-5) and D-5(W-5) Districts, to the C-3(W-5) classification to provide for the continued commercial use including the operation of an existing video store.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider asked for consent to postpone Proposal No. 309, 1996 until the July 22, 1996 Council meeting. Consent was given.

PROPOSAL NO. 317, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 317, 1996 on June 12, 1996. The proposal is an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:04 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 317, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS

2 NOT VOTING: Black, Golc

1 ABSENT: Moriarty Adams

Proposal No. 317, 1996 was retitled FISCAL ORDINANCE NO. 59, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an addition Sixty-four Thousand Five Hundred Dollars (\$64,500) in the State Federal Grant Fund for purpose of the Prosecution Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecution Attorney and County Auditor to increase the funding from the Indiana Criminal Justice institute to assist the "Circle of Hope" Sexual Assault Response Team Centers and provide training in coordination with St. Vincent Health Network and Wishard Memorial Hospital.

SECTION 2. The sum of Sixty-four Thousand Five Hundred Dollars (\$64,500) be, and the same is hereby , transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	10,000
3. Other Services and Charges	52,000

COUNTY AUDITOR

1. Personal Services-fringes	<u>2,500</u>
TOTAL INCREASE	64,500

SECTION 4. The said increase appropriation is funded by the following reductions:

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>64,500</u>
TOTAL REDUCTION	64,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 325, 1996 on June 13, 1996. The proposal is an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 325, 1996 was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*

2 NAYS: *Hinkle, Williams*

3 NOT VOTING: *Black, Golc, Short*

1 ABSENT: *Moriarty Adams*

Councillor Williams asked for consent to explain her vote. Consent was given. She stated that she is not in favor of contracting outside the City the sewer maintenance and mowing.

Proposal No. 325, 1996 was retitled FISCAL ORDINANCE NO. 60, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Three Million Six Hundred Thousand Dollars (\$3,600,000) in the Sanitation General Fund for the purposes of the Department of Public Works (DPW), Contract Compliance Division, and reducing certain other appropriations for DPW, Maintenance Operation Division, and the Department of Capital Asset Management (DCAM), Asset Management Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (l) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Contract Compliance Division, for sewer maintenance.

SECTION 2. The sum of Three Million Six Hundred Thousand Dollars (\$3,600,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

June 24, 1996

DEPARTMENT OF PUBLIC WORKS
CONTRACT COMPLIANCE DIVISION
3. Other Services and Charges
TOTAL INCREASE

SANITATION GENERAL FUND
3,600,000
3,600,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC WORKS
MAINTENANCE OPERATION DIVISION
1. Personal Services
2. Supplies
3. Other Services and Charges
4. Capital Outlays
5. Internal Charges
TOTAL DECREASE

MAINTENANCE OPERATION
GENERAL FUND
1,000,000
650,000
0
2,100,000
850,000
4,600,000

DEPARTMENT OF CAPITAL ASSET MANAGEMENT
ASSET MANAGEMENT DIVISION
4. Capital Outlay
TOTAL DECREASE

SANITATION GENERAL FUND
200,000
200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 363, 1996. The proposal is an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances. Councillor Franklin moved, seconded by Councillor Black, to postpone Proposal No. 363, 1996 until the July 22, 1996 Council meeting. This motion passed by a unanimous voice vote.

PROPOSAL NO. 364, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 364, 1996 on June 12, 1996. The proposal is an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:13 p.m. Shawnta Jones an employee of the Julian Center for ten years spoke concerning the grant. She believes the funding is needed to continue her specific work with the children at the Julian Center.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 364, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
1 NOT VOTING: Black
1 ABSENT: Moriarty Adams

Proposal No. 364, 1996 was retitled FISCAL ORDINANCE NO. 61, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eleven Thousand Three Hundred Eighty-five Dollars (\$11,385) for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to provide holistic and creative activities for children of abused mothers and respite care services for their mothers through the Julian Center.

SECTION 2. The sum of Eleven Thousand Three Hundred Eighty-five Dollars (\$11,385) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUNDS</u>
3. Other Services and Charges	<u>11,385</u>
TOTAL INCREASE	11,385

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUNDS</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>11,385</u>
TOTAL REDUCTION	11,385

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 420, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 420, 1996 on June 12, 1996. The proposal is an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Curry stated that Section Six should be Section Five. The President stated that with consent of the Council a technical amendment would be made.

The President called for public testimony at 8:18 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 420, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS
3 NOT VOTING: Black, Jones, Williams
1 ABSENT: Moriarty Adams

June 24, 1996

President SerVaas asked if the Courts will continue the Expedited Trial Program once the new jail facility is operational. Councillor Dowden replied it is his hope that the program will continue so that court cases will not back log again. Councillor Dowden urged the Councillors to read the recent Crowe Chezak report on the Unified Court System.

Proposal No. 420, 1996 was retitled FISCAL ORDINANCE NO. 62, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1996

FISCAL ORDINANCE amending the City-County Annual Budget for 1996(City-County fiscal Ordinance No 86, 1995) transferring and appropriation an additional Three Hundred Nine Thousand, Three Hundred and Three Dollars (\$309,303) in the State and Federal Grants Fund for the purposes of the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund .

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA

SECTION 1. To provide for expenditure the necessity for which has arisen since the adoption of the annual budget, Section 102 (b,u,v,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reduction hereinafter stated for purposed of the Auditor, Marion County Public Defender Agency , Prosecuting Attorney and Marion County Superior Court to provide for the expedited court program.

SECTION 2. The sum of Three and Nine Thousand, Three Hundred and Three dollars (\$309,303) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4,

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	39,523
<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	
1. Person Services	94,000
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	94,000
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	81,780
TOTAL INCREASE	309,303

SECTION 4. The said increase appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	309,303
TOTAL REDUCTION	309,303

SECTION 5. This ordinance shall be in full force and effect up adoption and compliance with IC 36-3-4-14

PROPOSAL NO. 423, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 423, 1996 on June 13, 1996. The proposal is an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 423, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS
2 NOT VOTING: Bradford, Williams
1 ABSENT: Moriarty Adams

Proposal No. 423, 1996 was retitled FISCAL ORDINANCE NO. 63, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Seventy-five Thousand One Hundred Forty-five Dollars (\$175,145) in the State and Federal Grants Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections for the Juvenile Court Intensive Probation Services Program during fiscal year 1996/1997.

SECTION 2. The sum of One Hundred Seventy-five Thousand One Hundred Forty-five Dollars (\$175,145) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	33,169
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	132,676
3. Other Services and Charges	<u>9,300</u>
TOTAL INCREASE	175,145

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>175,145</u>
TOTAL REDUCTION	175,145

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

June 24, 1996

PROPOSAL NO. 424, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 424, 1996 on June 12, 1996. The proposal is an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 424, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS
2 NOT VOTING: Bradford, Williams
1 ABSENT: Moriarty Adams

Proposal No. 424, 1996 was retitled FISCAL ORDINANCE NO. 64, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Million Two Hundred twenty-six Thousand Five Hundred Thirty-two Dollars (\$1,226,532) in the State and Federal Grants Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections to cover operational expenses for the fiscal year 1996/1997.

SECTION 2. The sum of One Million Two Hundred Twenty-six Thousand Five Hundred Thirty-two Dollars (\$1,226,532) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	309,546
2. Supplies 19,000	
3. Other Services and Charges	824,727
 <u>COUNTY AUDITOR</u>	
1. Personal Services	73,259
 TOTAL INCREASE	1,226,532

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	1,226,532
TOTAL REDUCTION	1,226,532

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 425, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 425, 1996 on June 12, 1996. The proposal is an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:27 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 425, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS

1 NOT VOTING: Golc

1 ABSENT: Moriarty Adams

Proposal No. 425, 1996 was retitled FISCAL ORDINANCE NO. 65, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Forty-one Thousand Eighteen Dollars (\$341,018) in the Federal Grants Fund for purposes of the Department of Public Safety, Emergency Management Planning Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management Planning Division to purchase rescue equipment and supplies.

SECTION 2. The sum of additional Three Hundred Forty-one Thousand Eighteen Dollars (\$341,018) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

EMERGENCY MANAGEMENT PLANNING DIVISION

2. Supplies
3. Other Services and Charges
4. Capital Outlays
TOTAL INCREASE

FEDERAL GRANTS FUND

8,677
59,088
273,253
341,018

June 24, 1996

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
Federal Grants Fund	<u>341,018</u>
TOTAL REDUCTION	341,018

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 365, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 365, 1996 on June 12, 1996. The proposal codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Black questioned the specific ages the proposal would cover. Lewis McQueen, Pension Secretary for IFD, answered that it would cover a child until its eighteenth birthday unless enrolled in secondary education; then the coverage would stop at the twenty-third birthday.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 365, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell,
Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
1 NOT VOTING: Franklin
1 ABSENT: Moriarty Adams

Proposal No. 365, 1996 was retitled GENERAL ORDINANCE NO. 100, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 1996

A PROPOSAL FOR A GENERAL ORDINANCE codifying the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to twenty percent (20%) of the salary of a fully paid first class firefighter.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of the Consolidated City and County" be, and is hereby amended to add Section 23-78 to Article VII, Chapter 23 as follows:

ARTICLE VII. FIREFIGHTER PERSONNEL RULES

Sec. 23-78. Pension benefit payable to the surviving children of deceased members of the 1937 Firefighter's Pension Fund.

Effective January 1, 1985, and as authorized by IC 36-8-7-12.1(b)(2)(B), surviving children of deceased members of the 1937 Firefighters' Pension Fund shall receive a benefit equal to twenty percent (20%) of the salary of a fully paid first class firefighter in the Consolidated City of Indianapolis at the time of the payment of the benefit.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 220, 370, 382, 383, 385, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, and 441, 1996 on June 19, 1996.

PROPOSAL NO. 220, 1996. The proposal, sponsored by Councillor Massie, authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Massie, for adoption. Proposal No. 220, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
2 NOT VOTING: Borst, Brents
1 ABSENT: Moriarty Adams

Proposal No. 220, 1996 was retitled GENERAL ORDINANCE NO. 101, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Shelby St, Sumner Av	Shelby St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Shelby St, Sumner Av	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 370, 1996. The proposal sponsored by Councillor Gilmer amends the Code concerning activities in the right-of-way. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas stated that he felt additional consideration is needed before suspension of all regulations concerning the right-of-way, especially with the new Department of Capital Asset Management and Department of Public Works Board in place.

Councillor Gilmer moved, seconded by Councillor Bradford, to return Proposal No. 370, 1996 to Committee. Proposal No. 370, 1996 was returned to committee on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
1 ABSENT: Moriarty Adams

PROPOSAL NO. 382, 1996. The proposal, sponsored by Councillor Black, authorizes parking restrictions on a segment of 46th Street (District 6). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Black, for adoption. Proposal No. 382, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
2 NOT VOTING: Gray, Hinkle
1 ABSENT: Moriarty Adams

Proposal No. 382, 1996, as amended, was retitled GENERAL ORDINANCE NO. 102, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana," Sec. 29-267, Parking prohibited at all times on certain streets, and Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the deletion of the following, to wit:

Forty-sixth Street, on both sides, from
Boulevard Place to first alley east of College Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Forty-sixth Street, on both sides, from
Boulevard Place to a point 60 feet east of College Avenue

SECTION 3. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY

from 6:00 a.m. to 9:00 a.m. and

from 3:00 p.m. to 6:00 p.m.

Forty-sixth Street, on both sides,
from 60 feet east of College Avenue to the first alley east of College Avenue

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 383, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Williams stated that she is worried about not having a set policy or regulation as to who receives loading zones. She feels without a policy, the downtown area may be in danger of losing on-street parking.

Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 383, 1996 was adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Brents, Cockrum, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

5 NAYS: Bradford, Coonrod, Dowden, Schneider, Williams

1 NOT VOTING: Coughenour

1 ABSENT: Moriarty Adams

Proposal No. 383, 1996 was retitled GENERAL ORDINANCE NO. 103, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY EXCEPT

SATURDAYS, SUNDAYS, AND HOLIDAYS

from 7:00 a.m. to 6:00 p.m.

Meridian Street, on the west side,
from a point 55 feet north of Washington Street
to a point 145 feet north of Washington Street

June 24, 1996

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 385, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 385, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
1 NAYS: Williams
1 ABSENT: Moriarty Adams

Proposal No. 385, 1996 was retitled GENERAL ORDINANCE NO. 104, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

Vermont Street, on the north side, from a
point 124 feet east of Meridian Street, to a
point 168 feet east of Meridian Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 427, 1996. The proposal is an appropriation of \$250,000 for the Department of Capital Asset Management, Finance and Administration Division, for public transportation services financed by a transfer within the division's Transportation General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor O'Dell, for adoption.

Jill Henry, DCAM, stated that the proposal is a transfer of money from the traffic division's local dollars to run the Metro busses. The traffic division will use the Federal grant money on traffic projects.

Proposal No. 427, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams
2 NAYS: Gray, Talley
1 NOT VOTING: Short
1 ABSENT: Moriarty Adams

1 NOT VOTING: Short

1 ABSENT: Moriarty Adams

Proposal No. 427, 1996 was retitled FISCAL ORDINANCE NO. 66, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Transportation General Fund for purposes of the Department of Capital Asset Management, Finance and Administration Division and reducing certain other appropriations for that agency, and de-appropriating Seven Hundred Sixty-three Thousand Two Hundred Dollars (\$763,200) in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (m) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Capital Asset Management, Finance and Administration Division for public transportation services.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4 and de-appropriating Seven Hundred Sixty-three Thousand Two Hundred Dollars (\$763,200) in the Federal Grants Fund.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
<u>FINANCE AND ADMINISTRATION DIVISION</u>	
3. Other Services and Charges	<u>250,000</u>
TOTAL INCREASE	250,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
<u>FINANCE AND ADMINISTRATION DIVISION</u>	
4. Capital Outlays	<u>250,000</u>
TOTAL DECREASE	250,000

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u>	<u>FEDERAL GRANTS FUND</u>
<u>FINANCE AND ADMINISTRATION DIVISION</u>	
2. Supplies	30,000
3. Other Services and Charges	663,200
4. Capital Outlay	<u>70,000</u>
TOTAL DECREASE	763,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 428, 429, 430, 431, 432, 433, 434, 435, 436, and 437, 1996 together. Consent was given.

PROPOSAL NO. 428, 1996. The proposal, sponsored by Councillor Coughenour, authorizes intersection controls for Holly Meadows subdivision (District 24). PROPOSAL NO. 429, 1996. The proposal, sponsored by Councillor Gray, authorizes intersection controls for Deer Creek subdivision, section 4 (District 9). PROPOSAL NO. 430, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6).

PROPOSAL NO. 431, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6). PROPOSAL NO. 432, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6). PROPOSAL NO. 433, 1996. The proposal, sponsored by Councillor Massie, authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20). PROPOSAL NO. 434, 1996. The proposal, sponsored by Councillor Bradford, authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7). PROPOSAL NO. 435, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18). PROPOSAL NO. 436, 1996. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14). PROPOSAL NO. 437, 1996. The proposal, sponsored by Councillor Golc, authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal Nos. 428, 429, 430, 431, 432, 433, 434, 435, 436, and 437, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS
1 NOT VOTING: Gray
1 ABSENT: Moriarty Adams

Proposal No. 428, 1996 was retitled GENERAL ORDINANCE NO. 106, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47	Boxwood Dr, Broadview Dr	Broadview Dr	Stop
47	Boxwood Dr, McFarland Rd	McFarland Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 429, 1996 was retitled GENERAL ORDINANCE NO. 107, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Ochs Av, Thrasher Dr	Thrasher Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 430, 1996 was retitled GENERAL ORDINANCE NO. 108, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	48th St, Guilford Av	Guilford Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u> <u>TYPE OF CONTROL</u>	<u>PREFERENTIAL</u>	
18	48th St, Guilford Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 431, 1996 was retitled GENERAL ORDINANCE NO. 109, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

June 24, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	44th St, Guilford Av	Guilford Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18	44th St, Guilford Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 432, 1996 was retitled GENERAL ORDINANCE NO. 110, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	51st St, Crittenden Av	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 433, 1996 was retitled GENERAL ORDINANCE NO. 111, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION TYPE OF CONTROL</u>	<u>PREFERENTIAL</u>	
39	Dudley Av, Randolph St	Randolph St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Dudley Av, Randolph St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 434, 1996 was retitled GENERAL ORDINANCE NO. 112, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	61st St, Kingsley Dr	Kingsley Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	61st St, Kingsley Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 435, 1996 was retitled GENERAL ORDINANCE NO. 113, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 113, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

June 24, 1996

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Ohio St, Sigsbee St	Sigsbee St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Ohio St, Sigsbee St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 436, 1996 was retitled GENERAL ORDINANCE NO. 114, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 114, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	37th St, Forest Manor Av	Forest Manor Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19	37th St, Forest Manor Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 437, 1996 was retitled GENERAL ORDINANCE NO. 115, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 115, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Delmar Av, Norfolk St	Delmar Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Delmar Av, Norfolk St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 438, 1996. The proposal, sponsored by Councillor Borst, authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Borst, for adoption. Proposal No. 438, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS

1 NOT VOTING: Gilmer

1 ABSENT: Moriarty Adams

Proposal No. 438, 1996 was retitled GENERAL ORDINANCE NO. 105, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Thompson Road, on both sides,
from State Road 37 to a point 900 feet east of Thompson Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 439, 1996. The proposal sponsored by Councillor Bradford authorizes a change in the parking meter zone on Westfield Boulevard from College Avenue to Guilford

Avenue (Districts 2, 7). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Bradford, to strike. Proposal No. 439, 1996 was stricken by unanimous voice vote.

PROPOSAL NO. 440, 1996. The proposal, sponsored by Councillor Dowden, authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 440, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams
0 NAYS
4 NOT VOTING: Borst, Gray, Short, Talley
1 ABSENT: Moriarty Adams

Proposal No. 440, 1996 was retitled GENERAL ORDINANCE NO. 116, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 116, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS GROSS

Fall Creek Road, from
Shadeland Avenue to Ninety-sixth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 441, 1996. The proposal, sponsored by Councillor Tilford, authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal No. 441, 1996 was adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Short, Smith, Tilford, Williams
3 NAYS: Coughenour, Curry, Franklin
3 NOT VOTING: Massie, Schneider, Talley
1 ABSENT: Moriarty Adams

Proposal No. 441, 1996 was retitled GENERAL ORDINANCE NO. 117, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 117, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

25 MPH
Whenner Drive
from Thirty-eighth Street to dead end

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OLD BUSINESS

Councillor Boyd stated that recently he presented a resolution asking that the Council establish a committee to review some complaints concerning the Parks Department. The committee would have investigated for the Council the validity of the complaints. The Council denied the proposal. One of the concerns or complaints recently resulted in a settlement that could possibly cost over four hundred thousand dollars. He feels the Council has done the taxpaying voters of Indianapolis a disservice by not establishing an investigating committee to look into the problems.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Gilmer in memory of Harry Hollingsworth; and
- (2) Councillors SerVaas, Williams in memory of Daniel F. Evans.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Harry Hollingsworth and Daniel F. Evans. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:42

June 24, 1996

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of June, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt Serwaas

President

ATTEST:

Suellen Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JULY 22, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, July 22, 1996, with Councillor SerVaas presiding.

Councillor Gilmer introduced Father Joe Moriarty, St. Monica's Parish, who led the opening prayer -- he is also Councillor Moriarty Adams' brother. Councillor Gilmer invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
2 ABSENT: Moores, Short

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Schneider, on behalf of the Councillors, expressed appreciation for the dinner given by the Indianapolis Fire Department. Councillor Williams acknowledged the presence of Marion County Democratic Chairman, Mr. Kip Tew. Councillor Black recognized Rose Arant, Butler-Tarkington Neighborhood Association her son, Matt Arant; Boy Scout Troop 73; Mary Walker, Community leader and Butler-Tarkington Neighborhood Association member; Herman Johnson; and George Talley, Councillor Talley's brother. Councillor Hinkle recognized Mary Anderson, President of Garden City Neighborhood Association. Councillor Tilford recognized the following members of Boy Scout Troup 137: John Shurig, Assistant Scoutmaster; Zach Henry;

Jonathon Hartley; Jason Craig; Kyle Owens; and Bryan Sanders. Councillor Talley introduced Ron Gibson, 31st Ward Chairman; Clark Kalha, Protect our Rivers Now; his wife Donna; and daughter Dannielle.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 22, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

July 5, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Friday, July 5, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 421, 422, and 452, 1996 to be held on July 22, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

June 28, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 59, 1996: an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant

FISCAL ORDINANCE NO. 60, 1996: an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance

FISCAL ORDINANCE NO. 61, 1996: an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant

July 22, 1996

FISCAL ORDINANCE NO. 62, 1996: an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants

FISCAL ORDINANCE NO. 63, 1996: an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant

FISCAL ORDINANCE NO. 64, 1996: an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant

FISCAL ORDINANCE NO. 65, 1996: an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant

FISCAL ORDINANCE NO. 66, 1996: an appropriation of \$225,000 for the Department of Capital Asset Management, Finance and Administration Division, for public transportation services financed by a transfer within the division's Transportation General Fund

GENERAL ORDINANCE NO. 99, 1996: approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises

GENERAL ORDINANCE NO. 100, 1996: codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter

GENERAL ORDINANCE NO. 101, 1996: authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20)

GENERAL ORDINANCE NO. 102, 1996: authorizes parking restrictions on a segment of 46th Street (District 6)

GENERAL ORDINANCE NO. 103, 1996: authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16)

GENERAL ORDINANCE NO. 104, 1996: authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16)

GENERAL ORDINANCE NO. 105, 1996: authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25)

GENERAL ORDINANCE NO. 106, 1996: authorizes intersection controls for Holly Meadows subdivision (District 24)

GENERAL ORDINANCE NO. 107, 1996: authorizes intersection controls for Deer Creek subdivision, section 4 (District 9)

GENERAL ORDINANCE NO. 108, 1996: authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6)

GENERAL ORDINANCE NO. 109, 1996: authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6)

GENERAL ORDINANCE NO. 110, 1996: authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6)

GENERAL ORDINANCE NO. 111, 1996: authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20)

GENERAL ORDINANCE NO. 112, 1996: authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7)

GENERAL ORDINANCE NO. 113, 1996: authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18)

GENERAL ORDINANCE NO. 114, 1996: authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14)

GENERAL ORDINANCE NO. 115, 1996: authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17)

GENERAL ORDINANCE NO. 116, 1996: authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5)

GENERAL ORDINANCE NO. 117, 1996: authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12)

GENERAL RESOLUTION NO. 7, 1996: approves certain public purpose grants for support of the arts

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Talley asked for consent to hear Proposal No. 246, 1996 by the Committee of the Whole, Councillor Williams seconded. Consent was denied by the following vote; viz:

8 YEAS: Black, Boyd, Brents, Golc, Gray, Jones, Talley, Williams
17 NAYS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford
2 NOT VOTING: Massie, Moriarty Adams
2 ABSENT: Moores, Short

The agenda was adopted as distributed.

APPROVAL OF JOURNALS

The President called for additions or corrections to the Journal of June 24, 1996. There being no additions or corrections, the minutes were adopted as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 451, 1996. The proposal appoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board. Councillor Hinkle read the proposal and moved for its adoption. Councillor Smith seconded, and Proposal 451, 1996 was adopted by a unanimous voice vote.

Proposal No. 451, 1996 was retitled COUNCIL RESOLUTION NO. 49, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 1996
Proposal No. 451, 1996

A COUNCIL RESOLUTION appointing Pamela Knox Hammersley to the City-Market Corporation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-Market Corporation Board, the Council appoints:

Pamela Knox Hammersley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 476, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$123,333 for the Department of Parks and Recreation to enter into a long-term partnership agreement with the City of Lawrence to provide an enhanced and comprehensive array of parks and recreation services to the citizens of northeast Marion County financed by the unappropriated and unencumbered Parks General Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 477, 1996. Introduced by Councillors Dowden and Curry. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which elects to fund MECA operations in calendar year 1997 with \$2 million dollars of COIT revenue"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 478, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$60,000 for the Marion County Superior Court, Juvenile Division, to fund Child Advocates, Inc., a program to assist children who are victims of abuse, financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 479, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$45,000 for the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers to combat domestic violence financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 480, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$8,529 for the Prosecuting Attorney to pay partial salary of an Adult Protective Services Investigator and to purchase a computer financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 481, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$700,000 for the Public Defender Agency to fund indigent Appeal transcripts and death penalty litigation claims financed by revenues from the County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 482, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Holt Road and Oliver Avenue (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 483, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Allison

Commons, Section 1 (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 484, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Sherman Drive and Lorrain Road (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 485, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 58th Street and Carvel Avenue (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 486, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Baker Drive and Conried Drive (District 14)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 487, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 46th Street and Sunset Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 488, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 13th Street and Mitchner Avenue (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 489, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Harlan Street and Werges Avenue (District 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 490, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Holliday Drive and Pine Drive (District 3)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 491, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Post Road, Imperial Drive, and Northeastern Avenue (District 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 492, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which removes parking restrictions on Central Avenue (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 493, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on

Dearborn Street, on the west side, from the south curbline of 10th Street to a point 200 feet south of 10th Street (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 494, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on 79th Street, both sides, from Moore Road to Fox Run Road; and on Noel Road, both sides, from 79th Street to Lafayette Road (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 495, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Pine Street from I-70 (Fletcher Avenue) to Elm Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 496, 1996. Introduced by Councillors Talley and Boyd. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which authorizes an audit of the City's financial affairs by the State Board of Accounts"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 497, 1996. Introduced by Councillors Talley, Black, Boyd, Brents, Gray, Golc, Jones, and Short. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which concerns the availability of budget information"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 502, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Chapter 851 of the Revised Code concerning cable television"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 503, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 504, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Comcast Cablevision of Indianapolis, L.P."; and the President referred it to the Rules and Public Policy Committee.

Councillor Dowden moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal 481, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on August 5, 1996. He explained that the 30 day rule would be an impediment if it was not suspended. Councillor Smith seconded, and the motion carried by a unanimous voice vote

Councillor Talley asked for Point of Special Privilege. Consent was given. Councillor Talley began reading a prepared speech. He said he wanted Proposal 496, 1996 assigned to the

Committee of the Whole instead of the Administration and Finance Committee. He feels the issue needs to be dealt with in a timely manner. President SerVaas interrupted Councillor Talley's speech and explained why proposals are generally assigned to a specific committee rather than to the Committee of the Whole.

Councillor Boyd stated that he shares Councillor Talley's concern about Proposal 496, 1996; the concern is that the proposal might not be heard until after budget hearings are over. He feels it would be better to act upon the proposal prior to the budget hearings.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 498, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 498, 1996 on July 18, 1996. The proposal is an inducement resolution for Union Camp Corporation to finance acquisition and construction of certain land, buildings, structures, machinery and equipment comprising solid waste disposal facilities included within the recycled corrugating mill to be located at 2270 South Harding Street in an amount not to exceed \$150,000,000 (District 25).

Councillor Borst stated that the factory would be a 100% recycle fiber mill using waste paper collected within the City of Indianapolis. Union Camp would reimburse Indianapolis for collecting the residential waste paper providing revenue to the City. The mill would be steam operated. The reason for the inducement resolution is because Union Camp cannot draw upon money without it.

Councillor Gray asked who would be responsible for the fund-raising party after the new company is established in Indianapolis. Councillor McClamroch stated that Councillor Gray's comment should be stricken from the record. Councillor Boyd said that Councillor Gray's comment should be part of the record because he only stated the facts. Councillor McClamroch said that comments referring to the Mayor in a negative way are inappropriate in the Council. Councillor Boyd stated that the remarks and comments made by Councillors have a right to be heard using the Council forum. The references made are a result to situations currently existing in the community.

By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas asked (1) what information is known about the Union Camp Corporation, and (2) if it is a Fortune 500 company. Ted Esping, Baker & Daniels, attorney for Union Camp, replied that Union Camp is a Fortune 250 manufacturing company, is listed on the New York Stock Exchange, and is involved in a variety of business relating primarily to forest products.

Councillor Gilmer questioned if the company is expecting any of the funds to be allotted towards cleanup of the proposed property. Mr. Esping replied that the site is an environmentally sensitive site, and none of the funds currently budgeted are for cleanup.

Councillor Golc questioned if Union Camp is going to make a concerted effort to work with the community on the near southwest side to employ as many local individuals as possible in the job positions available. Bridget Linville, Director Treasury Operations, Union Camp, replied in the affirmative.

Councillor Black asked what the time frame was for attaining maximum employees. Ms. Linville replied that within one to two years.

Councillor Coonrod stated the purpose of this ordinance is to allow Union Camp to receive a lower interest rate in the private market.

Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 498, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
1 NAY: Gray
2 ABSENT: Moores, Short

Proposal No. 498, 1996 was retitled SPECIAL RESOLUTION NO. 48, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1996

WHEREAS, the City of Indianapolis, Indiana acting pursuant to and in accordance with the provisions of Indiana Code 36-7-12, et seq., as amended (the "Act"), is authorized to issue its economic development solid waste revenue bonds to assist in the financing of certain economic development and solid waste disposal facilities in the City of Indianapolis, Indiana (the "City") for the benefit of Union Camp Corporation, a Virginia corporation (the "Company"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has been informed by officials of the Company that they propose to acquire, construct and equip a recycled corrugating medium mill to be located at 2270 South Harding Street, at the southwest corner of the intersection of Harding Street and Raymond Street in the City, constituting solid waste disposal facilities consisting of certain land, buildings, structures, machinery, equipment and related real and personal property (the "Project"); and

WHEREAS, the Project will consist of a paper mill using mixed wastepaper, cardboard and other recyclables; and

WHEREAS, the Commission has found and determined that the diversity of industry and the retention and increase of opportunities for gainful employment (seventy-four (74) jobs at the end of one year and seventy-four (74) jobs at the end of three years) plus the creation of a construction job payroll to be achieved by the acquisition, construction, equipping and carrying out of the Project will serve a public purpose and be of benefit to the health and general welfare of the City and its citizens; and

WHEREAS, the Commission has found and determined that the acquisition, construction, equipping and carrying out of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the City; and

WHEREAS, it is the conclusion of the Commission, with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of the Act, and is in furtherance of the public purposes pursuant to the Act and for which the Commission was created; and

WHEREAS, it is estimated by the Company that the planning, design, construction, acquisition, equipping and carrying out of the proposed Project will require expenditures by the Company of up to \$150,000,000; and

WHEREAS, after careful study and investigation of the nature of the proposed Project as aforesaid, the Commission has determined that the proposed Project constitutes facilities which will be of benefit to the health and general welfare of the City and Marion County; and

WHEREAS, the most feasible method of financing the acquisition, construction, equipping and carrying out of the proposed Project is for the City to issue its revenue bonds for that purpose and for it to lend the proceeds from the sale of said revenue bonds to the Company to enable it to acquire, construct, equip and carry out the proposed Project and to repay the loan in installments which will be sufficient and timely to pay the principal of, premium (if any) and interest on said revenue bonds; and

WHEREAS, the Company has requested that the City indicate its willingness to issue its revenue bonds to finance the proposed Project, and its official intent to reimburse expenditures heretofore or hereafter made by or on behalf of the Company in connection with the Project (to the extent permitted by Section 1.150-2 of the Income Tax Regulations) so that said planning, design, acquisition, construction, equipping and carrying out of the proposed Project may move forward; and

WHEREAS, the Commission has determined that it is in the best interest of its residents that the acquisition, construction, equipping and carrying out of the proposed Project move forward without delay; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is the conclusion of the Indianapolis Economic Development Commission (the "Commission"), with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of Title 36, Article 7, Chapter 12 of the Indiana Code, as amended (the "Act") and is in furtherance of the public purposes for which the Commission was created.

SECTION 2. Accordingly, in order to assist the Company with the financing of the proposed Project and to induce the Company to locate in Marion County, Indianapolis, Indiana and in order thereby to carry out the public purposes set forth by in the Act, WE HEREBY RESOLVE as follows:

(a) The City will use its best efforts to issue its revenue bonds (the "bonds") under the Act in a principal amount currently estimated not to exceed \$150,000,000 for the purpose of paying in whole or in part the costs of the planning, design, acquisition, construction, and equipping of the proposed Project. The site of the proposed Project is currently owned by the City.

(b) Simultaneously with the delivery of the bonds, the City may lend the proceeds of the sale of the bonds to the Company to enable it to plan, design, acquire, construct and equip the proposed Project, and the terms and provisions of such loan agreement shall be substantially in the form generally utilized in connection with such financial undertakings, as agreed upon by the City and the Company.

(c) The basic security document or other document or documents satisfactory to the parties including without limitation the site lease to be entered into between the City as lessor and the Company as lessee shall contain agreements providing for the indemnification of the Commission and the City and the individual members, directors and officers (or, with respect to certain environmental and waste disposal matters, the indemnification of the Company) thereof for all expenses incurred by them and for any claim of loss suffered or damage to property or any injury or death of any person occurring in connection with the planning, design, acquisition, construction, equipping and carrying out of the proposed Project.

SECTION 3. The City may enter into a trust indenture with a corporate trustee. The trust indenture may pledge such loan agreement and the amounts derived or derivable by or on behalf of the City pursuant thereto, to said corporate trustee for the benefit of the owners of the bonds, and the terms of such trust indenture shall be agreed upon by the City, the Company and said corporate trustee.

SECTION 4. Subject to and in accordance with the provisions of the Act, the City will assist in the prompt preparation of the basic security document, the trust indenture, and any security agreement.

SECTION 5. If for any reason the City has not issued bonds hereunder by January 31, 1997, the provisions of this Resolution shall, at the option of the City, be cancelled.

July 22, 1996

SECTION 6. The Mayor and Clerk of the City are further authorized to take any and all further action and execute and deliver any and all other documents as may be necessary to issue and deliver the bonds and to effect the undertaking for which the bonds are proposed to be issued.

SECTION 7. Based upon representations of the Company to the effect that it intends to apply all or a portion of the proceeds of the bonds to reimburse it for all or a portion of the costs of the Project paid prior to the date of issuance of the bonds, the City hereby declares its official intent to apply all or a portion of the proceeds of the bonds to reimburse such expenditures, to the extent permitted by Section 1.150-2 of the Income Tax Regulations. This Resolution shall be in full force and effect from and after its passage by the City-County Council and approved by the Mayor.

Councillor Williams requested consent to explain her vote. Consent was granted. Councillor Williams stated that she voted against the proposal because she is uncomfortable with not knowing the exact location for Union Camp.

Councillor Borst asked for consent to vote on Proposal Nos. 499 and 500, 1996 together. Consent was given. Councillor Borst reported that the Economic Development Committee met on July 18, 1996 and heard Proposal Nos. 499 and 500, 1996.

PROPOSAL NO. 499, 1996. The proposal amends S.R. No. 105, 1995 by extending the expiration date through January 31, 1997 for Banner Investments, Inc. located at 4444 Mission Drive (District 8). Councillor Borst reported that Banner Investments, Inc. were scheduled to appear before the Economic Development Committee on June 18, 1996 and no one appeared. The Commission tried to contact the company and was told the company no longer exists.

PROPOSAL NO. 500, 1996. The proposal amends S.R. No. 104, 1995 by extending the expiration date through January 31, 1997 for Meadows Revival, Inc. located at 38th Street and Meadows Drive (District 11). Councillor Borst stated that the City administration is committed to the project, but has lost confidence in the developer. The special resolution has been extended ten times, but the Economic Development Commission chose to terminate the resolution at the end of July.

By 8-0 votes, the Committee reported Proposal Nos. 499 and 500, 1996 to the Council with the recommendation that they be stricken. Councillor Borst moved, seconded by Councillor Talley, that the Committee report to strike be upheld. Proposal Nos. 499, and 500, 1996 were stricken by a unanimous voice vote.

PROPOSAL NO. 501, 1996. Councillor Borst stated that the Economic Development Committee met on July 18, 1996 and heard Proposal No. 501, 1996. The proposal amends S.O. No. 3, 1996 authorizing certain amendments to the previously-issued and outstanding \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project), the proceeds of which were used to finance the acquisition and rehabilitation of the 240-unit apartment complex located at 4000 North Franklin Road and approving and authorizing other actions in respect thereto (District 12). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 501, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: *Borst, Boyd, Jones, Moriarty Adams*

2 ABSENT: *Moore, Short*

Councillor Moriarty Adams stated that she abstained due to a conflict with her employer.

Proposal No. 501, 1996 was retitled SPECIAL ORDINANCE NO. 10, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1996

A SPECIAL ORDINANCE authorizing certain amendments to the previously-issued \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36 Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, on March 28, 1996 the City of Indianapolis, Indiana (the "Issuer") issued its City of Indianapolis, Indiana Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project) (the "Bonds") in the aggregate principal amount of Eight Million Seven Hundred Thousand Dollars (\$8,700,000) pursuant to an Indenture of Trust (the "Original Indenture") dated as of March 1, 1996 by and between the Issuer and Dai-ichi Kangyo Trust Company of New York, as Trustee (the "Trustee") and NBD Bank, N.A., Ft. Wayne, Indiana, as Co-Trustee (the "Co-Trustee") and loaned the proceeds thereof to Crossing Partners, L.P. (the "Company") pursuant to a Loan Agreement (the "Loan Agreement") dated as of March 1, 1996, between the Issuer and the Company to enable the Company to undertake and complete the acquisition, rehabilitation and equipping of the existing 240 unit apartment complex located at 4000 North Franklin Road, Indianapolis, Indiana, on approximately 18 acres of land which will be owned and operated by the Company including the acquisition of machinery, equipment and furnishings for use in the facility and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Bonds were sold to Mesirow Financial, Inc. (the "Underwriter") pursuant to a Bond Purchase Agreement (the "Bond Purchase Agreement"), dated March 28, 1996 among the Issuer, the Company and the Underwriter and Strong Municipal Advantage Fund (the "Bond Owner") owns 100% of all the Bonds Outstanding (as defined in the Original Indenture); and

WHEREAS, representatives of the Company have requested that the Issuer agree to modify certain provisions contained in the Bond Purchase Agreement and the Indenture concerning redemption of the Bonds; and

WHEREAS, the proposed amendments to the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the First Supplemental Indenture of Trust (the "First Supplemental Indenture") dated as of July 1, 1996 among the Issuer, the Trustee and the Co-Trustee, as consented to by the Underwriter, the Company and the Bond Owner, the First Supplemental Bond Purchase Agreement (the "First Supplemental Bond Purchase Agreement"), an Official Statement Supplement, (hereinafter referred to collectively as the "First Supplemental Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

July 22, 1996

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the amendment of the financing of the economic development facilities referred to in the First Supplemental Financing Documents consisting of the Project will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the First Supplemental Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the First Supplemental Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute those First Supplemental Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other documents which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The Mayor and City Clerk may, by their execution of the First Supplemental Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those First Supplemental Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 4. The provisions of this special ordinance and the First Supplemental Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the execution and delivery of the First Supplemental Financing Documents this special ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 5. The Issuer reaffirms its preliminary finding that the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Company. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Issuer hereby authorizes and directs the Mayor to make the foregoing determination again for and on behalf of the Issuer at the request of the Company following receipt of supporting materials submitted by the Company to the Indiana Housing Finance Authority (the "IHFA") and either written representations of the Company or of the IHFA to the effect that (1) the amount of tax credits to be allocated to the Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project and (ii) the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan. Such determinations shall occur on or about the date of the release of funds pursuant to Section 5.07(b) of the Indenture as supplemented by the First Supplemental Indenture from the Escrow Fund created under Section 5.07 of the Indenture as supplemented by the First Supplemental Indenture and on or about the date that each building of the Project is placed in service. In reliance upon the representations of the Company, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

SECTION 6. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NOS. 505-512, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 18, 1996. The Council did not schedule Proposal Nos. 505-512, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 505-512, 1996 were retitled REZONING ORDINANCES NOS. 139-146, 1996 and are identified as follows:

REZONING ORDINANCE NO. 139, 1996. 96-Z-79
2053 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.

EMRO MARKETING COMPANY, by Philip A. Nicely, requests a rezoning of 0.34 acre, being in the C-2 District, to the C-3 classification to provide for commercial development including the operation of a gasoline service station and convenience store.

REZONING ORDINANCE NO. 140, 1996. 96-Z-81

6911 BROOKVILLE ROAD (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

STANLEY C. PRYOR requests a rezoning of 1.4 acres, being in the D-A District, to the I-3-S classification to provide for industrial development including the manufacture of security equipment.

REZONING ORDINANCE NO. 141, 1996. 96-Z-83

713 & 735 LORD STREET AND 722, 728, 732, 734 & 738 HARRISON STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16.

City of Indianapolis, Department of Metropolitan Development requests the rezoning of 0.37, being in the I-4-U classification, to the D-8 classification to conform to the 1980 Fletcher Place Historic Area Plan and the existing use.

REZONING ORDINANCE NO. 142, 1996. 96-Z-100

2815 NORTH RITTER AVENUE (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.

MATTHEW H. SCOTT, by Philip A. Nicely, requests a rezoning of 2.6 acres, being in the D-A District, to the SU-2 classification to provide for the construction of a private elementary school.

REZONING ORDINANCE NO. 143, 1996. 96-Z-101

9150 EAST 10TH STREET (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

JOWDAT "JOE" HALLAL requests a rezoning of 3.0 acres, being in the C-1 District, to the SU-1 classification to provide for the construction of a church.

REZONING ORDINANCE NO. 144, 1996. 96-Z-104

1111 EAST 61ST STREET (approximate. address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7.

ROBERT B. MCNAMARA, by James L. Tuohy, requests a rezoning of 3.396 acres, being in the D-7 District, to the C-1 classification to provide for office uses in addition to the existing flower shop authorized by a previous variance.

REZONING ORDINANCE NO. 145, 1996. 96-Z-105

600, 608, 612, 614 MASSACHUSETTS AVENUE AND 613-615, 625 & 631 NORTH EAST STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

City of Indianapolis, Department of Metropolitan Development request the rezoning of 5.0 acres, being in the C-4 classification, to the CBD-2 classification to conform to the existing use and the 1991 Regional Center Plan.

REZONING ORDINANCE NO. 146, 1996. 96-Z-108

8501 ROCKVILLE ROAD (approximate. address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19.

CLOVERLEAF PROPERTIES, by Philip A. Nicely, requests a rezoning of 14.234 acres, being in the D-A (FW) & SU-43(FW) Districts, to the C-S(FW)(FW) classification to provide for the construction of a mini-warehouse facility.

PROPOSAL NOS. 513-522, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 18, 1996. The Council did not schedule Proposal Nos. 513-522, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 513-522, 1996 were retitled REZONING ORDINANCES NOS. 147-156, 1996 and are identified as follows:

REZONING ORDINANCE NO. 147, 1996. 95-Z-221 (Amended)

6005-6031 EAST WASHINGTON STREET and

17 SOUTH ARLINGTON AVENUE (approximate. address), INDIANAPOLIS.

July 22, 1996

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

DONALD J. and MARSHA THARP requests a rezoning of 1.1 acres, being in the D-5 District, to the C-4 classification to provide an integrated retail center development with a new pharmacy with a pick-up window, an existing bank, and associated off-street parking.

REZONING ORDINANCE NO. 148, 1996. 96-Z-90

3833 NORTH LAYMAN AVENUE (approximate. address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14.

LAURA M.A. SMITH, TRUSTEE requests a rezoning of 0.198 acre, being in the D-5 District, to the SU-1 classification to provide for church uses including the construction of a parking lot.

REZONING ORDINANCE NO. 149, 1996. 96-Z-97

3042 EAST 10TH STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10.

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.22 acre, being in the D-8 District, to the C-3 classification to conform the zoning classification to the Highland/Brookside Neighborhood Plan.

REZONING ORDINANCE NO. 150, 1996. 96-Z-106

3102 EAST 10TH STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10.

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.47 acre, being in the D-8 District, to the SU-1 classification to conform zoning to the church and other religious uses and the Highland/Brookside Neighborhood Plan.

REZONING ORDINANCE NO. 151, 1996. 96-Z-109 (Amended)

7002 NORTH MICHIGAN ROAD (approximate. address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1.

MCNAMARA REAL ESTATE LLC, by Gregory K. Silver, requests a rezoning of 16.6 acres, being in the C-S and D-A Districts, to the C-S classification to provide for a lawn and garden supply and landscaping business, including a plant nursery, and to provide for other C-4 permitted uses.

REZONING ORDINANCE NO. 152, 1996. 96-Z-111

8420 BROOKVILLE ROAD (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.

ROBERT J. COOK and RUDY SCHWARZ, by Michael J. Kias, request a rezoning of 4.0 acres, being in the I-4-S District, to the C-S classification to provide for 0.26 acre to be used for commercial use similar to the adjacent commercial C-3 zoned site and the remaining 3.74 acres used for indoor and outdoor recreational facilities.

REZONING ORDINANCE NO. 153, 1996. 96-Z-116 (Amended)

8301 WEST 86TH STREET (approximate. address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1.

M.S.D. OF PIKE TOWNSHIP requests a rezoning of 17 acres, being in the D-A District, to the SU-2 classification to provide for educational uses and related accessory uses.

REZONING ORDINANCE NO. 154, 1996. 96-Z-121

7601 EAST THOMPSON ROAD and 5401 FIVE POINTS ROAD (approximate. address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

CROSSMANN COMMUNITIES, INC., by Stephen D. Mears, requests a rezoning of 237.77 acres, being in the I-2-S and I-4-S Districts, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 155, 1996. 96-Z-122

3504 NORTH SHADELAND AVENUE (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10.

BOVA FRUIT CO., INC., by Stephen A. Backer, requests a rezoning of 21.5 acres, being in the C-4 and D-7 Districts, to the I-2-S classification to provide for industrial development including a warehouse and distribution center for a wholesale food distribution business.

REZONING ORDINANCE NO. 156, 1996. 96-CP-13Z (96-DP-10)

1802 NORTH CUMBERLAND ROAD (approximate. address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12.

JUSTUS DEVELOPMENT & INVESTMENT, by Thomas Michael Quinn, requests a rezoning of 40.531 acres, being in the D-A District, to the D-P classification to provide for a residential planned-unit development consisting of: eight (8) four-plex residential structures; 31 detached single-family residential structures; and, 33 two-family dwelling structures.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider asked for consent to postpone Proposal No. 309, 1996 until the August 5, 1996 Council meeting. Consent was given.

PROPOSAL NO. 363, 1996. Councillor Franklin reported that the Community Affairs Committee heard Proposal No 363, 1996 on July 10, 1996. The proposal is an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Franklin moved, seconded by Councillor Gilmer, for adoption. Proposal No. 363, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
2 NAYS: Coonrod, Massie
2 ABSENT: Moores, Short

Proposal No. 363, 1996 was retitled FISCAL ORDINANCE NO. 68, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Ninety-four Thousand, Five Hundred Dollars (\$94,500) for purposes of the Cooperative Extension Service and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(dd) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Cooperative Extension Service to acquire two high speed copy machines.

SECTION 2. The sum of Ninety-four Thousand, Five Hundred dollars (\$94,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	94,500
TOTAL INCREASE	94,500

July 22, 1996

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>94,500</u>
TOTAL REDUCTION	94,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee met on June 12, 1996 and hear Proposal Nos. 421 and 422, 1996. The Committee also met on June 26, 1996 and heard Proposal No. 452, 1996.

PROPOSAL NO. 421, 1996. The proposal is an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances.

Councillor Coonrod stated that his concern is financing a project with the County General Fund. The fund may not have the money for future financing.

By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 421, 1996, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Jones, Massie, Moriarty Adams, O'Dell, Schneider, SerVaas, Smith, Talley, Tilford, Williams
4 NAYS: Coonrod, Hinkle, McClamroch, Shambaugh
2 ABSENT: Moores, Short

Proposal No. 421, 1996, as amended, was retitled FISCAL ORDINANCE NO. 67, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Seventeen Thousand Two Hundred Fifty-three Dollars (\$217,253) in the County General Fund Jail Reserve Account for purposes of the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the County General Fund Jail Reserve Account.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,u,v,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor, Marion

County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court for the expedited court program.

SECTION 2. The sum of Two Hundred Seventeen Thousand Two Hundred Fifty-three Dollars (\$217,253) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services - fringe	50,997
<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	
1. Personal Services	28,156
3. Other Services and Charges	40,000
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	53,768
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	10,376
2. Supplies 1,000	
3. Other Services and Charges	31,956
4. Capital Outlay	<u>1,000</u>
TOTAL INCREASE	217,253

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>217,253</u>
TOTAL REDUCTION	217,253

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 422, 1996. The proposal is an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 422, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Black, Franklin, Gilmer

2 ABSENT: Moores, Short

Proposal No. 422, 1996 was retitled FISCAL ORDINANCE NO. 69, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Sixty-one Thousand Seven Hundred

July 22, 1996

Seventy-three Dollars (\$261,773) in the Home Detention User Fee Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections during fiscal year 1996/1997 for personal, home detention equipment and office supplies.

SECTION 2. The sum of Two Hundred Sixty-one Thousand Seven Hundred Seventy-three Dollars (\$261,773) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services - fringes	28,840
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	125,829
2. Supplies 12,500	
3. Other Services and Charges	52,246
4. Capital Outlay	<u>42,358</u>
 TOTAL INCREASE	 261,773

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>261,773</u>
TOTAL REDUCTION	261,773

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 452, 1996. The Proposal sponsored by Councillors Dowden, and Moriarty Adams is an appropriation of \$3,675,000 for the County Auditor to purchase the Service Supply Building for use as a jail, and to pay relocation and engineering costs and other expenses associated with the purchase financed by balances in the County General Fund, Contingency and Jail Reserve Accounts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc asked if this will add extra work force for the City of Indianapolis. Councillor Dowden replied that the Corrections Corporation of America will be operating the facility.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 452, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams
2 NAYS: Black, Coonrod
2 NOT VOTING: Borst, Talley

2 ABSENT: Moores, Short

Proposal No. 452, 1996 was retitled FISCAL ORDINANCE NO. 70, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 1996) appropriating an additional Three Million Six Hundred Seventy-five Thousand Dollars (\$3,675,000) for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund, Jail Reserve and Contingency Reserve Accounts.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Auditor to acquire buildings and site for a new jail annex.

SECTION 2. The sum of Three Million Six Hundred Seventy-five Thousand Dollars (\$3,675,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	2,200,000
4. Capital Outlay	<u>1,475,000</u>
TOTAL INCREASE	3,675,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>3,675,000</u>
TOTAL REDUCTION	3,675,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 328, 1996. The proposal, sponsored by Councillors Coonrod, Dowden, Cockrum, and Tilford, abolishes Marion County Board of Tax Adjustment. Councillor Hinkle asked for consent to strike Proposal No. 328, 1996 because the time frame to abolish the Board has expired. Councillor Hinkle moved, seconded by Councillor Williams, to strike Proposal No. 328, 1996. Proposal No. 328, 1996 was stricken by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 266, 1996. Councillor Curry stated that the Rules and Public Policy Committee met on July 2, 1996 to hear Proposal No. 266, 1996. The proposal, sponsored by Councillors Hinkle, and McClamroch, amends the Rules of the Council with respect to public hearings on fiscal ordinances. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

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Councillor Curry stated that the proposal allows the thirty-day rule to continue for the appropriation which affects the County General Fund, but would exclude appropriations for other funding sources, such as Federal and State dollars.

Councillor Coughenour asked if the thirty-day rule helped with obtaining information which might not have been available without the rule. Councillor McClamroch stated that on occasion the thirty day rule has helped to delay appropriations.

Councillor Curry moved, seconded by Councillor Hinkle, for adoption. Proposal No. 266, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams
3 NAYS: Coughenour, Gray, Talley
2 ABSENT: Moores, Short

Proposal No. 266, 1996, as amended, was retitled GENERAL ORDINANCE NO. 119, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 119, 1996

A GENERAL ORDINANCE amending the Rules of the City-County Council with respect to public hearings on fiscal ordinances.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County, specifically Sec. 151-64, is amended, by deleting the stricken through text and inserting the underlined text to read as follows:

Sec. 151-64. Fiscal ordinances.

(a) No proposal for a fiscal ordinance shall be initiated unless approved by the proper fiscal officer of the city or county or unless that officer has been notified by the clerk of its receipt at least seven (7) days before introduction. Any proposal for a fiscal ordinance appropriating or transferring funds shall not be approved for introduction if any of the financial data or reports required by this Code are delinquent as to a fund which is the subject of such proposal.

(b) Any proposal for a fiscal ordinance (except the annual budgets) which appropriate the proceeds of any state, federal or private grant shall include substantially the following language:

Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor or controller, are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

(c) The digest of any proposal for a fiscal ordinance shall identify the fund appropriated including a statement of the revenue source for the appropriation.

(d) When a request for an additional appropriation from unappropriated funds is submitted to the council by any city-county agency (including a court), the chief financial officer of the city-county council or his/her designee shall review the policies and expenditures of the requesting agency and ~~within thirty (30) days of the date the request is introduced to the council, may~~ submit a report to the appropriate council committee containing a recommendation with regard to the additional appropriation.

SECTION 2. The Revised Code of the Consolidated City and County, specifically Sec. 151-76, is amended, by deleting the stricken through text and inserting the underlined text to read as follows:

Sec. 151-76. Public hearings.

Whenever a proposal is such that by law a hearing must be held before the entire council, the clerk shall advertise the hearing on the date set by the president and place the proposal on the agenda for that meeting under the order of business "special orders: public hearings," in the order of introduction. If the proposal is ~~one for which a report of the chief financial officer is required under subsection (b) of Sec. 151-64 for additional appropriations from County General Fund~~ and the source of funding for such appropriation is not a state or federal grant, the public hearing shall ~~not~~ be scheduled ~~before~~ at the first regular meeting which is more than thirty (30) days after the proposal is introduced.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 413, 1996. Councillor O'Dell reported that the Municipal Corporations Committee heard Proposal No. 413, 1996 on July 18, 1996. The proposal rejects the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library and establishes a Library Ad-Hoc Study Committee.

Councillor Gilmer questioned the committee's starting date. Councillor O'Dell stated that after the study committee members are appointed, they will meet no less than bi-monthly and present their final recommendations by May 1, 1997.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor O'Dell moved, seconded by Councillor Curry, for adoption. Proposal No. 413, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 ABSENT: Moores, Short

Proposal No. 413, 1996, as amended, was retitled GENERAL RESOLUTION NO. 8, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 8, 1996

A GENERAL RESOLUTION rejecting the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library and establishing a Library Ad-Hoc Study Committee.

WHEREAS, pursuant to IC 20-14-13 the Indianapolis-Marion County Library Board adopted a "Library Capital Projects Fund Plan" on April 15, 1996, and delivered certified copies of such plan to members of the City-County Council on April 23, 1996; and

WHEREAS, pursuant to IC 20-14-13-6 the City-County Council is to hold a public hearing on such plan within thirty days of its receipt and either approve or reject the plan before August 1, 1996; and

WHEREAS, the City-County Council held such hearing on May 20, 1996, and further public hearings before its Municipal Corporations Committee; and

WHEREAS, the Indianapolis-Marion County Public Library is an integral and necessary component of the Municipal infrastructure of the City of Indianapolis and all of Marion County. It serves all citizens while making major contributions to the education, information, economic development and quality of life of our community; and

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WHEREAS, the City-County Council recognizes the need to upgrade and expand those services and facilities offered by the Public Library to the citizens in our community. The provision of these services are necessary due to the need to upgrade systems and equipment to support the demands of rapidly changing technology, the need to improve the accessibility of library facilities in compliance with the American Disabilities Act and to meet increased demand for library materials and services; and

WHEREAS, the City-County Council hereby endorses in concept as expressed by the master plans for services, technology and facilities as it has been adopted by the Indianapolis-Marion County Public Library Board of Trustees; and

WHEREAS, to expedite the accomplishment of the goals of the Library's Master Plan and to explore the potential for an expanded scope of library services, the City-County Council is willing to establish a Library Ad-Hoc Study Committee; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Library Capital Projects Fund Plan adopted by the Indianapolis-Marion County Public Library Board on April 15, 1996, is hereby rejected, but without prejudice to future submission of such a Plan.

SECTION 2. The City-County Council, in cooperation with the Indianapolis-Marion County Public Library Board of Trustees, establishes a Library Ad-Hoc Study Committee which shall consist of the following appointments:

- 2 City-County Councillors, appointed by Council President
- 1 Representative, appointed by County Commissioners
- 1 Representative, appointed by Mayor
- 3 Representatives, appointed by Library Board President
- 3 Marion County School District Representatives
 - 1 appointed by the President, Board of School Commissioners, Indianapolis Public Schools
 - 2 appointed by Township School Superintendents, through their local organization
- 1 Representative, appointed by the Indianapolis-Marion County Public Library Foundation Board President
- Ex Officio (Non-voting):
 - Mayor of Indianapolis
 - Director of Public Libraries
 - Executive Director, Public Library Foundation

SECTION 3. The Public Library Ad-Hoc Committee shall investigate the following issues and make recommendations:

1. Identify common goals, services and operations of the Indianapolis-Marion County Public Library and other City and County Services which could be better achieved and enhanced through cooperative ventures;
2. Explore potential cooperation and linkages between the Indianapolis-Marion County Public Library and City Departments and County Agencies for the provision of information services;
3. Explore further avenues of cooperative services and facilities among Marion County School and the Indianapolis-Marion County Public Library;
4. Identify funding mechanisms to support the implementation of the Master Plans for Services, Technology and Facilities of the Indianapolis-Marion County Public Library.

SECTION 4. At the first meeting of the Library Ad-Hoc Study Committee the group shall elect a Chairperson from within its membership. All full meetings of the Library Ad-Hoc Study Committee shall be open to the public. The Library Ad-Hoc Study Committee shall meet no less than bi-monthly and will make recommendations to the appropriate governing authorities as warranted and to the Municipal Corporations Committee of the City-County Council no later than May 1, 1997.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 415, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 415, 1996 on July 2, 1996. The proposal amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 415, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 ABSENT: Moores, Short

Proposal No. 415, 1996 was retitled FISCAL ORDINANCE NO. 71, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1996

A FISCAL ORDINANCE amending Section 7 of the annual budget of the Metropolitan Emergency Communications Agency (MECA) of the City of Indianapolis, Indiana for 1996 (City-County Fiscal Ordinance No. 85, 1995).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 7 of the City-County Fiscal Ordinance No. 85, 1995, be, and is hereby, amended by deleting the text stricken-through and inserting the text underlined to read as follows:

Section 7. The City Controller shall distribute to the public safety dispatch agencies listed below from the Indianapolis Emergency telephone System Fund based on actual receipts received from Indiana Bell, only the incremental fees resulting from the increase adopted November 23, 1992 by the City-county Council. Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%	
Indianapolis Fire	12.42%	<u>18.08%</u>
Marion County Sheriff	24.50%	<u>22.10%</u>
City of Lawrence	5.56%	
City of Beech Grove	3.02%	
Town of Speedway	2.95%	
Perry/Decatur Township	3.26%	<u>0.00%</u>
Wayne Township	4.83%	

SECTION 2. This ordinance shall be in full force and effect as of the 1st day of July, 1996.

PROPOSAL NO. 416, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 416, 1996 on July 2, 1996. The proposal changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Coonrod, for adoption. Proposal No. 416, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

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0 NAYS:

1 NOT VOTING: Moriarty Adams

2 ABSENT: Moores, Short

Proposal No. 416, 1996 was retitled FISCAL ORDINANCE NO. 72, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) specifically Section 4.03 and adding a new Section 4.07.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 4.03 of Article IV of the City-County Fiscal Ordinance No. 86, 1995, be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Section 4.03. Allocation of County Option Income Tax Revenues.

Pursuant to IC 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of Eighty-nine Million Sixty-one Thousand Six Hundred Dollars (\$89,061,600) after the County Auditor deposits Two Million Dollars (\$2,000,000) in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of Eleven Million Four Hundred Fifty-five Thousand Two Hundred One Dollars (\$11,455,201) and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of ~~Sixty-five Seven Million Three Seven Hundred Twenty-eight Sixty-five~~ Thousand ~~Four Seven Hundred Thirty-three~~ Twenty-four Dollars (~~\$65,328,433~~ 67,765,724) are hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

- (1) To the County General Fund, the sum of ~~\$21,776,144~~ 22,023,860,
- (2) To the Consolidated County Fund, the sum of ~~\$100,000~~ 141,864,
- (3) To the Police Special Service District Fund, the sum of ~~\$25,700,000~~ 25,800,000,
- (4) To the Fire Special Service District Fund, the sum of \$9,600,000;
- (5) To the Police Pension Fund, the sum of ~~\$4,115,000~~ 4,350,000,
- (6) To the Fire Pension Fund, the sum of ~~\$3,635,000~~ 3,850,000, and
- (7) To the United Airline Line Debt Service Fund, the sum of \$2,000,000.

SECTION 2. Article 4 of the City-County Fiscal Ordinance No. 86, 1995, be, and is hereby, amended by adding a new Section 4.07 to read as follows:

Section 4.07. Allocation of Marion County Cumulative Capital Development Funds

Pursuant to Sections 2.02 (u) and 7.02 (b) revenues derived from these sections also known as the Marion County Cumulative Capital Development Funds shall be allocated by the Marion County Auditor as follows:

- | | | |
|-----|-----------------------|-----|
| (1) | Marion County Auditor | 55% |
| (2) | City of Indianapolis | 45% |

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 417, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 417, 1996 on July 1, 1996. The proposal approves a list of projects to be funded by Section 108 loan funds.

Councillor Borst asked how many Section 108 loans are outstanding. Sherry Kohlmeier, Administrator, Division of Economic Housing and Development Services, Department of Metropolitan Development replied that there are two outstanding Section 108 Loans.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Brents, for adoption. Proposal No. 417, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Dowden, Schneider

2 ABSENT: Moores, Short

Proposal No. 417, 1996 was retitled SPECIAL RESOLUTION NO. 49, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO.49, 1996

A SPECIAL RESOLUTION approving certain projects to be funded by Section 108 loan funds in accordance with City-County General Resolution No. 3, 1996 in a total aggregate amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00).

WHEREAS, on April 29, 1996, the City-County Council of the City of Indianapolis and Marion County, Indiana ("Council") adopted General Resolution No. 3, 1996, authorizing the issuance by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, of Promissory Notes in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000.00) and approving a Contract for Loan Guarantee Assistance between the City and the Secretary of Housing and Urban Development under Section 108 of the Housing and Community Development Act of 1974, as amended, in connection with the issuance of such Promissory Notes; and

WHEREAS, City-County General Resolution No. 3, 1996 states that the funds appropriated therein shall not be spent or encumbered until the Council has approved the projects for which the Section 108 loan funds will be used; and

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a list of projects together with the amount of Section 108 loan funds requested for each project ("Project List"), a copy of which is attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, the Council now finds that the Project List and the Section 108 loan funds for each project listed thereon should be approved; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The Project List submitted to the Council by the Department of Metropolitan Development, attached hereto and incorporated herein by reference as Exhibit A, and the amount of Section 108 loan funds for each project shown thereon are hereby approved.

SECTION 2. This approval shall constitute the approval required by City-County General Resolution No. 3, 1996.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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EXHIBIT A
Department of Metropolitan Development
1996 Section 108 Projects

Martin Luther King and 16th Street Neighborhood Redevelopment	\$2,500,000
Near Eastside Retail and Housing Redevelopment	\$2,900,000
I-70 and Rural Industrial Park	\$1,000,000
I-70 and Emerson Industrial Park	\$1,000,000
Thorp Tower	\$ 200,000
Total Section 108 Projects	\$7,600,000

Councillor Shambaugh reported that the Parks and Recreation Committee met on July 9, 1996 and heard Proposal Nos. 418, and 419, 1996.

PROPOSAL NO. 418, 1996. The proposal is an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a transfer within the department's City Cumulative Capital Improvement Fund. By a 5-0 votes, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 418, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Shambaugh, Talley, Tilford, Williams

1 NAYS: Smith

3 NOT VOTING: Black, Schneider, SerVaas

2 ABSENT: Moores, Short

Proposal No. 418, 1996 was retitled FISCAL ORDINANCE NO. 73, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Three Hundred Fifty Thousand Dollars (\$350,000) in the City Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for design and inspection services.

SECTION 2. The sum of Three Hundred Fifty Thousand Dollars (\$350,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION

3. Other Services and Charges
TOTAL INCREASE

CITY CUMULATIVE
CAPITAL IMPROVEMENT FUND

350,000
350,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PARKS AND RECREATION

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
4. Capital Outlays	<u>350,000</u>
TOTAL DECREASE	350,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 419, 1996. The proposal is an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 419, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Talley, Tilford, Williams
1 NAYS: Smith
2 ABSENT: Moores, Short

Proposal No. 419, 1996 was retitled FISCAL ORDINANCE NO. 74, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Five Hundred Thirty-six Thousand Dollars (\$536,000) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for design and inspection expenditures.

SECTION 2. The sum of Five Hundred Thirty-six Thousand Dollars (\$536,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION

CONSOLIDATED COUNTY CUMULATIVE
CAPITAL IMPROVEMENT FUND

2. Supplies	32,000	
3. Other Services and Charges		<u>504,000</u>
TOTAL INCREASE		536,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PARKS AND RECREATION

CONSOLIDATED COUNTY CUMULATIVE
CAPITAL IMPROVEMENT FUND

4. Capital Outlays	<u>536,000</u>
TOTAL DECREASE	536,000

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 450, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 450, 1996 on July 1, 1996. The proposal amends the Industrial Zoning Ordinance of Marion County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Smith, for adoption. Proposal No. 450, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Curry, Shambaugh

2 ABSENT: Moores, Short

Proposal No. 450, 1996 was retitled GENERAL ORDINANCE NO. 120, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 120, 1996
METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 96-AO-3
THE INDUSTRIAL ZONING ORDINANCE
OF MARION COUNTY, INDIANA

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County, which ordinance includes the Industrial Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4 establishes the Metropolitan Development Commission of Marion County, Indiana, as the single planning and zoning authority for Marion County, Indiana, and empowers the Metropolitan Development Commission to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and

WHEREAS, the Industrial Zoning Ordinance for Marion County, Indiana, 63-AO-4, has been amended but has not been revised substantially in over thirty years; and

WHEREAS, in the time period since the original adoption of the Industrial Zoning Ordinance, industrial development technology has changed, with many innovations not being allowed in the Industrial Zoning Ordinance; and

WHEREAS, in the time period since the original adoption of the Industrial Zoning Ordinance for Marion County, Indiana, development patterns and consumer preferences with the County have changed, with these changes also not being reflected in the Industrial Zoning Ordinance; and

WHEREAS, in the same time period, neighborhood organizations and citizens have grown increasingly concerned over the type and quality of the industrial environment and development occurring in and near their areas; and

WHEREAS, the Metropolitan Development Commission and the City-County Council desire to address the needs of the industrial development community, neighborhood organizations and citizens by preparing an ordinance which meets the long-term need of the City-County as a whole; and

WHEREAS, in preparing such an ordinance, the Metropolitan Development Commission and the City-County Council desire to streamline and consolidate portions of the ordinance to provide clarity and better serve the community; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Industrial Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Appendix D (adopted under Metropolitan Development Commission Docket Numbers 63-AO-4, 67-AO-7, 73-AO-2, and 80-AO-3, as amended, pursuant to IC 36-7-4) be further amended by deleting the stricken-through language and inserting the underlined language to read as follows:

SECTION 2. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission docket number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended by reclassifying all land within Marion County, Indiana designated on the Comprehensive Zoning Maps in the I-5-S or I-5-U Districts, to the following classifications, thereby updating said Comprehensive Zoning Maps:

Deleted Industrial Zoning District	New Industrial Zoning Classification
<u>I-5-S Heavy Industrial (Outside Storage) Suburban District</u>	<u>I-4-S Heavy Industrial Suburban District</u>
<u>I-5-U Heavy Industrial (Outside Storage) Urban District</u>	<u>I-4-U Heavy Industrial Urban District</u>

SECTION 3. This rezoning shall further amend any individually initiated rezoning ordinance to the I-5-S District approved by the Commission and the City-County Council subsequent to September 2, 1987, and thereafter legally effective (which rezonings by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said Maps in subsequent amendment hereto) to the I-4-S classification.

SECTION 4. This rezoning shall further amend any individually initiated rezoning ordinance to the I-5-U District approved by the Commission and the City-County Council subsequent to September 2, 1987, and thereafter legally effective (which rezonings by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said Maps in subsequent amendment hereto) to the I-4-U classification.

SECTION 5. This rezoning shall not supersede, amend or repeal Airport Zoning Ordinance (94-AO-2, as amended) and the Airspace District Maps adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.

SECTION 6. This rezoning shall not supersede, amend, or repeal the Floodway and Floodway Fringe zoning district boundaries, as adopted under Metropolitan Development Commission docket number 92-AO-7.

SECTION 7. This rezoning shall not supersede, amend, or repeal Gravel-Sand-Borrow District Zoning Ordinance (65-AO-3) and the GSB (Gravel-Sand-Borrow) designations adopted pursuant thereto as a secondary zoning district.

SECTION 8. This ordinance shall be in full force and effect from and after adoption in compliance with IC 36-7-4.

CHAPTER I

ESTABLISHMENT OF INDUSTRIAL ZONING DISTRICTS

Sec. 1.00. Establishment Of Industrial Zoning Districts.

The following primary Industrial Zoning Districts for Marion County, Indiana are hereby established, and land within said County zoned to said district classifications shall be designated on the applicable zoning maps by the following zoning district symbols, respectively, including the incorporated and unincorporated portions thereof, is hereby classified, divided and zoned into said

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districts as designated on the INDUSTRIAL ZONING MAPS, (which Maps are a part of said Ordinance No. 8-1957 and are hereby attached hereto, incorporated herein by reference and made a part of this ordinance):

INDUSTRIAL ZONING DISTRICTS	
Symbol	DISTRICT
I-1-S	RESTRICTED INDUSTRIAL SUBURBAN DISTRICT
I-2-S	LIGHT INDUSTRIAL SUBURBAN DISTRICT
I-3-S	MEDIUM INDUSTRIAL SUBURBAN DISTRICT
I-4-S	HEAVY INDUSTRIAL SUBURBAN DISTRICT
I-5-S	HEAVY INDUSTRIAL (OUTSIDE STORAGE) SUBURBAN DISTRICT
I-1-U	RESTRICTED INDUSTRIAL URBAN DISTRICT
I-2-U	LIGHT INDUSTRIAL URBAN DISTRICT
I-3-U	MEDIUM INDUSTRIAL URBAN DISTRICT
I-4-U	HEAVY INDUSTRIAL URBAN DISTRICT
I-5-U	HEAVY INDUSTRIAL (OUTSIDE STORAGE) URBAN DISTRICT

INDUSTRIAL ZONING DISTRICT	SYMBOL
<u>RESTRICTED INDUSTRIAL SUBURBAN</u>	<u>I-1-S</u>
<u>LIGHT INDUSTRIAL SUBURBAN</u>	<u>I-2-S</u>
<u>MEDIUM INDUSTRIAL SUBURBAN</u>	<u>I-3-S</u>
<u>HEAVY INDUSTRIAL SUBURBAN</u>	<u>I-4-S</u>
<u>RESTRICTED INDUSTRIAL URBAN</u>	<u>I-1-U</u>
<u>LIGHT INDUSTRIAL URBAN</u>	<u>I-2-U</u>
<u>MEDIUM INDUSTRIAL URBAN</u>	<u>I-3-U</u>
<u>HEAVY INDUSTRIAL URBAN</u>	<u>I-4-U</u>

CHAPTER II

INDUSTRIAL ZONING DISTRICT REGULATIONS

Sec. 2.00. - General Industrial Regulations.

The following regulations shall apply to all land within the Industrial Zoning Districts. ~~After the effective date of this ordinance:~~

A. Applicability of regulations. After the effective date of this ordinance:

1. With the exception of legally established non-conforming uses, no land, building, structure, premises or part thereof shall be used or occupied except in conformity with these regulations and for uses permitted by this ~~Ordinance~~.
2. A lot may be divided into two (2) or more lots, provided that all resulting lots and all buildings thereon shall comply with all the applicable provisions of the Industrial Zoning Ordinance of Marion County. If such a lot, however, is occupied by a nonconforming building, such lot may be subdivided provided such subdivision does not create a new noncompliance or increase the degree of noncompliance of such building.
3. No building, structure, premises or part thereof shall be constructed, erected, converted, enlarged, extended, reconstructed or relocated except in conformity with these regulations and for uses permitted by this Ordinance.
 - a. Restoration of legally established nonconforming uses, structures, buildings. ~~2. Provided, however, -~~ Legally established non-conforming uses and structures or buildings not located in any Flood Control District may be reconstructed restored to

their original dimensions and conditions if damaged or partially destroyed by fire or other naturally occurring disaster ~~when such~~ provided the damage or destruction does not exceed two-thirds (2/3) of the gross floor area of the building, structures or ~~of or~~ facilities affected.

3. ~~For purposes of this ordinance, "lot" shall be defined as: any area of land designated as a lot on a platted subdivision or described on a duly recorded deed or parcel of land or site which is occupied, or intended for occupancy by one principal use.~~

b. Established setback exception. In any block in which an existing front yard depth and setback is established (by legally established buildings within a Commercial or Industrial District) for more than twenty-five percent (25%) of the linear frontage of the block (or a distance of four hundred [400] linear feet in either direction, whichever is the lesser), the minimum required front yard depth and setback for any new building or structure, except surface parking lots, shall be the average of such established yards if such dimension is less than the minimum required front setback established by this Ordinance. Provided, however, that in no case shall a building or structure:

• encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana, unless subject to the provisions of Section 2.11, A.;

• encroach upon any existing right-of-way; or,

• encroach into a clear sight triangular area, as required in Section 2.11, C.

c. Expansion along an existing legally established nonconforming front setback line. The minimum required front setback in any Industrial District for any existing building, having a legally established front setback line which is less than the required front setback of the District, shall be modified to permit expansion of such building along the structure's legally established front setback, provided that:

(1) only a one time expansion along the legally established nonconforming setback line shall be permitted; and,

(2) the linear front footage of the expansion does not exceed fifty percent (50%) of the linear front footage of the existing building, and all other requirements of this Ordinance are maintained for the expansion.

Provided, however, that in no case shall a building or structure:

• encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana, unless subject to the provisions of Section 2.11, A.;

• encroach upon any existing right-of-way; or,

• encroach into a clear sight triangular area, as required in Section 2.11, C.

d. Expansion along an existing legally established nonconforming side setback line. The minimum required side setback in any Industrial District for any existing building, having a legally established side setback line which is less than the required side setback of the District, shall be modified to permit expansion of such building along its legally established nonconforming side setback line between the minimum required front setback line and the minimum required rear setback line provided that:

(1) only a one time expansion along the legally established setback line shall be permitted; and,

(2) the linear footage of such expansion does not exceed fifty percent (50%) of the linear footage of the building along that side setback line, and all other requirements of this Ordinance are maintained for the expansion; and,

- Sec. 2.01. Industrial districts: permitted uses.

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an I-1-U District shall conform to the I-1-U Development Standards (Section 2.06, A) and I-1-U Performance Standards (Section 2.06, B).

1. Agricultural uses, buildings and structures, including associated dwelling structures.
2. Data processing or analysis.
3. Day care center, subject to all State and local requirements for the location and operation of such facility.
4. Dental laboratory (excluding clinic or dental office for individual examinations/treatment).
5. Distribution operation, (completely enclosed within a building).
6. Engineering or research laboratories.
7. Engraving (non-retail).
8. Heliports - landing pads and stations for helicopters (helistop); vertical take-off helipads for helicopter aircraft, as regulated in Section 2.00, A, 6. (including facilities for maintenance of helicopters and accessory uses therefore).
9. Industrial schools or training facilities.
10. Manufacture, assembly or repair of:
 - a. Appliances, light portable household.
 - b. Clocks, watches.
 - c. Cloth products (from finished cloth - including any type of apparel, curtains, towels, bedding. This entry does not include carpet or rug manufacturing).
 - d. Jewelry.
 - e. Leather Products (from finished leather).
 - f. Light component parts of products.
 - g. Optical, ophthalmic goods.
 - h. Phonograph, tape, compact disc, or other audio or video products or equipment.
 - i. Photographic equipment.
 - j. Pre-manufactured parts, subassemblies, or components.
 - k. Recording instruments.
11. Mini-warehouses - self storage facility.
12. Offices, in conjunction with a permitted industrial use, attached or detached, and including service facilities for employees or guests. Provided any service facilities shall be wholly within a building and shall have no exterior signs.
13. Outdoor advertising signs, subject to the Sign Regulations of Marion County, 71-AO-4, as amended.
14. Railroad or other mass transportation rights-of-way and trackage, including railroad passenger station, off-street turn-around, layover areas for transit vehicles, shelter stations and off-street parking facilities, provided such uses (except operating rights-of-way) do not extend within twenty (20) feet of a Protected District boundary.
15. Warehousing (completely enclosed within a building).
16. Wholesaling, any type.
17. Temporary structures incidental to the development of land or to the erection of structures, provided said temporary structures shall be removed at the termination of development or construction, subject to the additional requirements of Section 2.11, D.
18. Accessory utility structures or facilities.

19. Accessory recreation facilities, indoor or outdoor, provided primarily for the convenience and use of employees of a specific industry or an industrial area as a whole.

B. Permitted I-2-S and I-2-U uses. The following uses shall be permitted in the I-2-S and I-2-U Districts. All permitted uses located in an I-2-S District shall conform to the I-2-S Development Standards (Section 2.03, A) and I-2-S Performance Standards (Section 2.03, B). All permitted uses located in an I-2-U District shall conform to the I-2-U Development Standards (Section 2.07, A) and I-2-U Performance Standards (Section 2.07, B).

1. Any use permitted in the I-1-S or I-1-U districts.
2. Antennae or support structures for: private or commercial mobile radio communications, broadcast radio or television; and associated equipment buildings, broadcasting studios, or radio or television business offices, subject to the additional provisions of:

Section 2.03, A, 1, d, (I-2-S); Section 2.04, A, 1, d, (I-3-S); Section 2.05, A, 1, b, (I-4-S); Section 2.07, A, 1, d, (I-2-U); Section 2.08, A, 1, d, (I-3-U); Section 2.09, A, 1, b, (I-4-U).
3. Bottling of alcoholic or non-alcoholic beverages.
4. Construction companies, contractors, and home remodeling companies, including storage of materials and equipment with accessory offices but not retail commercial activities.
5. Food products (secondary processing and packaging of food products initially processed off the premises).
6. Manufacture, assembly or repair of:
 - a. Bicycles, motorcycles, and parts.
 - b. Biological products.
 - c. Bottled gas; equipment/storage.
 - d. Cabinets.
 - e. Carpets and rugs.
 - f. Computers, computer equipment, office equipment.
 - g. Cosmetics, perfumes.
 - h. Cutlery.
 - i. Electrical components, motors, and sub-assemblies.
 - j. Electric lighting and wiring equipment.
 - k. Ice or dry ice.
 - l. Laboratory apparatus and analytical optical measuring and controlling instruments.
 - m. Mattresses.
 - n. Medicines.
 - o. Milk/dairy products (including processing).
 - p. Musical instruments.
 - q. Office machinery or equipment (electrical or mechanical).
 - r. Paper box and paper products (from finished paper).
 - s. Pharmaceutical products.
 - t. Search, detection, navigation, guidance aeronautical and nautical systems, instruments, and equipment.
 - u. Signs, electric, neon or other types.
 - v. Sporting and athletic goods.
 - w. Surgical, medical and dental instruments and supplies.
 - x. Tools and implements, electrical or non-electrical.
 - y. Toys, dolls, or games.
7. Printing, publishing (any type except those primarily engaged in providing photocopying services).
8. Upholstering shops.
9. I-2-S and I-2-U uses may also include (as accessory or incidental uses thereto) any of the I-3-S and I-3-U District uses specified in Section 2.01, C, (I-3-S or I-3-U uses) provided that:

- a. Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices or storage) is devoted to said I-3-S or I-3-U uses;
- b. Said I-3-S and I-3-U uses shall conform with all I-2-S or I-2-U Development and Performance Standards; and,
- c. Adequate operational techniques and safeguards shall be employed to insure performance control of noise, vibration, odor, glare, and heat to achieve operational characteristics consistent with light industry.

C. Permitted I-3-S and I-3-U uses. The following uses shall be permitted in the I-3-S and I-3-U Districts. All permitted uses located in an I-3-S District shall conform to the I-3-S Development Standards (Section 2.04, A) and I-3-S Performance Standards (Section 2.04, B). All permitted uses located in an I-3-U District shall conform to the I-3-U Development Standards (Section 2.08, A) and I-3-U Performance Standards (Section 2.08, B).

1. Any use permitted in the I-2-S or I-2-U districts.
2. Bakery, industrial (not for direct sale on the premises to household consumers).
3. Canning, bottling, processing, and packaging of food. (Does not include slaughtering of animals or fowl.)
4. Coffee roasting.
5. Electric transmission and distribution.
6. Electroplating operations.
7. Granaries, grain processing, milling.
8. Machine shop.
9. Manufacture, assembly or repair, of:
 - a. Appliances, major household: electric or gas.
 - b. Boats.
 - c. Cans or containers.
 - d. Ceramic and clay products.
 - e. Colors, dyes, lacquers, paints, varnishes and other coating, excluding tar products.
 - f. Communication equipment.
 - g. Construction equipment and machinery.
 - h. Elevators.
 - i. Fabricated structural metal products.
 - j. Glass or glass products.
 - k. Furniture (office or household - including partitions, shelving and store fixtures).
 - l. Machinery and machinery components.
 - m. Malt products, brewing and distillation of liquor and spirits.
 - n. Marine equipment.
 - o. Motor vehicles.
 - p. Natural gas transmission and distribution.
 - q. Oleomargarine.
 - r. Paper.
 - s. Screw machine products, bolts, nuts, rivet and washers.
 - t. Starch.
 - u. Textiles/textile mill products.
 - v. Tobacco products.
10. Motor truck terminals less than ten (10) acres in total area and subject to the regulations of Section 2.04, A, 1, e, (I-3-S) or Section 2.08, A, 1, e, (I-3-U).
11. Power plant; electric, steam, thermal.
12. Propane gas storage.

13. Recycling station, as defined in Section 2.13 (does not include automotive or construction material recycling).
14. Refrigeration and service industry machinery.
15. Rolling or extruding of metal.
16. Sand blasting.
17. Stamping and fabricating metal shops using press, brakes and rolls.
18. Storage of heavy equipment (as a primary use).
19. Tool and die shop.
20. Transmission reconditioning.
21. Vehicle storage (new or operable only).
22. Welding shops.
23. I-3-S and I-3-U uses may also include (as accessory or incidental uses thereto) any of the I-4-S and I-4-U District uses specified in Section 2.01, D provided that:
 - a. Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices or storage) is devoted to said I-4-S or I-4-U uses;
 - b. Said I-4-S and I-4-U uses shall conform with all I-3-S or I-3-U Development and Performance Standards; and,
 - c. Adequate operational techniques and safeguards shall be employed to insure performance control of noise, vibration, odor, glare, and heat to achieve operational characteristics consistent with medium industry.

D. Permitted I-4-S and I-4-U uses.

1. Permitted I-4-S and I-4-U uses without a special exception. The following uses shall be permitted in the I-4-S and I-4-U Districts. All permitted uses located in an I-4-S District shall conform to the I-4-S Development Standards (Section 2.05, A) and I-4-S Performance Standards (Section 2.05, B). All permitted uses located in an I-4-U District shall conform to the I-4-U Development Standards (Section 2.09, A) and I-4-U Performance Standards (Section 2.09, B).
 - a. Any use permitted in the I-3-S and I-3-U districts.
 - b. Abrasive, asbestos, metallic and nonmetallic mineral products.
 - c. Batching plant.
 - d. Concrete mixing; production of concrete blocks and shapes, cinder blocks and other similar building materials manufacture.
 - e. Construction machinery and equipment, (manufacture, storage or repair).
 - f. Engines and turbines, (manufacture, storage or repair).
 - g. Farm machinery and equipment, (manufacture, storage or repair).
 - h. Lumber yards.
 - i. Manufacture of:
 - (1) boiler tanks,
 - (2) detergents and soaps,
 - (3) railroad equipment, including repair and servicing,
 - (4) Rubber, rubber products,
 - (5) Structural steel fabrication,
 - (6) Tires and inner tubes,
 - j. Motor truck terminals, any acreage, subject to the regulations of Section 2.05, A, 1, c, (I-4-S) or Section 2.09, A, 1, c, (I-4-U).
 - k. Oil or gas bulk storage.
 - l. Prefabricated wood buildings or structural members, (manufacture or storage).

- m. Processing of forest products such as, but not limited to, veneer mills, planing mills, saw mills, mill work, wood pallets and skids.
 - n. Railroad equipment, (manufacture, storage or repair).
 - o. Tire recapping.
 - p. Utility pole yards and pipe yards.
2. I-4-S and I-4-U uses permitted by special exception. In addition, the following uses shall be permitted in the I-4-S AND I-4-U DISTRICTS by SPECIAL EXCEPTION ONLY, upon the grant of a SPECIAL EXCEPTION by the Metropolitan Board of Zoning Appeals as set forth in Section 2.12. These uses shall conform to the I-4-S Development Standards (Section 2.05, A); I-4-S Performance Standards (Section 2.05, B); or I-4-U Development Standards (Section 2.09, A) and I-4-U Performance Standards (Section 2.09, B); as well as all requirements set forth in Section 2.12 and all conditions attached to the grant of such Special Exception by the Metropolitan Board of Zoning Appeals - in case of conflict, the more restrictive standards or requirements shall prevail.
- a. Bulk storage of petroleum products.
 - b. Coke ovens, blast furnaces, steel and iron production.
 - c. Fat rendering.
 - d. Foundries.
 - e. Leather curing and tanning.
 - f. Manufacture of:
 - (1) batteries, storage or primary batteries, wet or dry,
 - (2) cement, lime and gypsum,
 - (3) chemicals and gases,
 - (4) creosote, including treatment,
 - (5) Explosives, matches, and fireworks,
 - (6) Fertilizer,
 - (7) Oil, including refining or processing,
 - (8) Plastic materials and synthetic resin,
 - (9) Smelting (primary) and refining of nonferrous metals,
 - (10) tar, tar paper and tar products - manufacturing or processing,
 - g. open hearths and blast furnaces.
 - h. production of emulsified asphalt and preparation of asphaltic concrete paving material.
 - i. recycling facility, as defined in Section 2.13.
 - j. Sand, gravel or aggregate washing, screening or processing (not including mining or dredging).
 - k. Scrap metal, junk or salvage storage or operation, open or enclosed, including automobile or truck wrecking or recycling, construction material recycling, or similar uses.
 - l. Slaughtering or meat packing.
 - m. Stock yards for shipping, holding and the sale of animals.
 - n. Vehicle storage (wrecked or inoperable).
 - o. Vehicle wrecking and salvage operation, shredder.
 - p. Wrecker service.
 - q. Any similar use requiring outside storage.

Sec. 2.042. I-1-S Restricted industrial suburban district regulations.

Statement of purpose: Note- This district is designed for those industries which carry on their entire operation within a completely enclosed building in such a manner that no nuisance factor is created or emitted outside an enclosed building. No storage of raw materials, manufactured products, or any other materials is permitted in the non-screened open space around the buildings. Loading and unloading berths are completely enclosed or shielded by a solid screening. This district has strict controls on the intensity of land use providing protection of each industry from the encroachment of other industries. It is usually located adjacent to ~~residential areas~~ Protected Districts and may serve as a buffer between heavier industrial districts and business or ~~residential~~ Protected Districts.

A. PERMITTED I-1-S USES

The following uses shall be permitted in the I-1-S DISTRICT. All uses in the I-1-S DISTRICT shall conform to the I-1-S Development Standards (section 2.01, B hereof) and I-1-S Performance Standards (section 2.01 C hereof).

1. ~~Any INDUSTRIAL MANUFACTURING, PROCESSING, REFINING, FABRICATING, ASSEMBLING, WHOLESALING, CLEANING, TESTING, OR REPAIRING OF GOODS, MATERIALS, OR PRODUCTS, (not including: (1) storage, utilization, or manufacture of materials intended for detonation except by special permission as set forth in section 2.10, A, 1 and 6; (2) motor truck terminals; (3) retail sales or services, business offices or discount establishments dealing directly with the consumer) except as provided for in Section I-1-S, A, 7.~~
2. ~~ENGINEERING OR RESEARCH LABORATORIES; INDUSTRIAL SCHOOLS OR TRAINING FACILITIES; DATA PROCESSING OR ANALYSIS.~~
3. ~~AGRICULTURAL BUILDINGS, STRUCTURES AND USES, including associated dwelling structures.~~
4. ~~RAILROAD OR OTHER MASS TRANSPORTATION RIGHTS OF WAY AND TRACKAGE, including railroad passenger station, off-street turn-around, layover areas for transit vehicles, shelter stations and off-street parking facilities, provided such uses (except operating rights of way) do not extend within twenty (20) feet of a residential district boundary.~~
5. ~~LANDING PADS AND STATIONS FOR HELICOPTERS; vertical take-off helipads or helicopter aircraft, as regulated in section 2.10, b, 1 (including facilities for maintenance of helicopters and accessory uses therefor).~~
6. ~~TEMPORARY STRUCTURES INCIDENTAL TO THE DEVELOPMENT OF LAND or to the erection of structures, provided said temporary structures shall be removed at the termination of development or construction.~~
7. ~~OFFICES, INCIDENTAL AND ACCESSORY TO A PERMITTED INDUSTRIAL USE, attached or detached, and including service facilities for employees or guests. Provided any service facilities shall be wholly within a building and shall have no exterior advertising display.~~
8. ~~ACCESSORY UTILITY STRUCTURES OR FACILITIES.~~
9. ~~ACCESSORY RECREATION AREAS, indoor or outdoor, provided primarily for the convenience and use of employees of a specific industry or an industrial area as a whole.~~
10. ~~SIGNS, as regulated in Section 2.10.~~

B.

A. I-1-S Development standards.

1. Use.

- a. Enclosed operations. All operations, servicing or processing (except storage and off-street loading) shall be conducted within completely enclosed buildings.

- b. Outside storage. All storage of materials or products shall be:

- (1) within completely enclosed buildings, or

- (2) effectively ~~screened~~ contained by a chain link, solid, lattice or similar type fence or wall, with ornamental, non-solid, ~~or~~ chain link or similar type entrance and exit gates. (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed ~~eight (8)~~ ten (10) feet. Said fence or wall shall be surrounded by trees or an evergreen hedge of a height not less than the height of said fence or wall, to be planted following the provisions for landscaping and screening of required transitional yards of Section 2.11, E, 2. The storage of materials or products within the enclosure may not exceed the height of the fence.

c. Outside storage area limitation.

- (1) Total area of outside storage shall not exceed twenty-five (25) percent of the total gross floor area of enclosed structures and buildings.

- (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:

- i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

- ii. be located behind the established front building line; and,
- iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

2. Required minimum street frontage. Each lot or industrial park shall have at least seventy-five (75) feet of frontage on a street right-of-way and shall gain access from said street frontage.

~~2. REQUIRED FRONT YARD, MINIMUM SETBACK~~ a. ~~front yard, having at least seventy-five (75) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line.~~

~~No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) shall be built closer to the centerline of a right of way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

- ~~(1) Expressway: One hundred twenty (120) feet~~
- ~~(2) Primary thorough fare or parkway: One hundred five (105) feet~~
- ~~(3) Secondary Thorough fare Ninety five (95) feet~~

~~(4) or closer to the right of way line of all other streets (including but not limited to collector streets, local streets, cul de sacs and marginal access streets) than: Fifty (50) feet~~

~~No part of any structure shall be built closer to the right of way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:~~

- ~~(1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of fifty (50) feet from the right of way of such front road unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~
- ~~(2) If side or rear lot lines coincide with a Federal Interstate Route right of way line, the required minimum side or rear setback for this district shall apply.~~

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~3. REQUIRED CORNER SIDE YARD MINIMUM SETBACK~~ In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the MINIMUM FRONT SETBACK requirements of section 2.01, B 2, unless subject to the requirement for transitional yards of section 2.01, B 6.

4. Required minimum side yards, minimum side setback. A side yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line unless subject to additional transitional yard requirements of Section 2.02, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.012, BA, 6.

5. Required minimum rear yard, minimum rear setback. A rear yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along the rear lot line unless subject to the additional transitional yard requirements of Section 2.02, A, 6 or 8.

Provided, however, if the rear lot line abuts an active railroad ~~operating~~ right-of-way or railroad spur, the building shall be permitted to abut the railroad ~~operating~~ right-of-way, unless subject to the requirement for transitional yard of ~~Section 2.042, BA, 6.~~

6. Required transitional yards, minimum setbacks. ~~a. MINIMUM FRONT, SIDE AND REAR YARDS AND SETBACKS~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.02, A, 7 or 8 in addition to the following requirements:

- (1) ~~a.~~ Where a front lot line yard abuts faces a ~~street residential district~~ on the opposite side of which is a Protected District ~~the street~~, a minimum required front transitional yard and setback of shall be provided not less than one hundred (100) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, c, or d. In the case where a proposed right-of-way does not exist or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement, in depth from the front lot line.
- (2) ~~b.~~ Where a side or rear lot line abuts a side or rear lot line in an adjacent residential ~~Protected dDistrict~~, a required side yard or rear transitional yard and setback of not less than fifty (50) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.
- (3) ~~Where a rear lot line abuts a side or rear lot line in an adjacent residential district, a rear yard and setback not less than fifty (50) feet in depth shall be provided along such rear lot line.~~

Provided, however, additional front, side and/or rear setback distances for transitional yards, as specified in ~~Section 2.042, BA, 8,~~ shall be required to permit building heights exceeding twenty-two (22) feet to a maximum height of ~~thirty-five (35)~~ forty (40) feet (See Section 2.13, Diagram A).

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
- (2) The transitional yard requirements of Section 2.02, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

b. SCREENING AND LANDSCAPING.

~~Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height. Such hedge, shrubbery, or row of trees shall extend the full length of said lot line — except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential or business district. Any ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter.~~

~~Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~

- (1) ~~The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding twenty-five (25) per cent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~
7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover materials; subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this Ordinance.

- a. Required front yards may include:
 - (1) Pedestrian walks, ~~driveways~~, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant ~~uses, structures; and,~~
 - (2) Off-street parking areas and associated maneuvering areas not exceeding ten (10) per cent of the total area of the required front yard and subject to the off-street parking regulations of ~~s~~Section 2.0910.
 - (3) ~~Access cuts and d~~Driveways, provided they are not located within twenty (20) feet of a lot line abutting a residential Protected dDistrict.
 - b. Required side and rear yards may include:
 - (1) Pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant ~~uses, structures; and,~~
 - (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of ~~s~~Section 2.0910.
 - (3) ~~Access cuts, Driveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.~~
 - c. Required front, side or rear transitional yards:
 - (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
 - (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.
8. Maximum height of buildings and structures. Maximum vertical height of buildings and structures shall be thirty-five (35) feet. Forty (40) feet, subject to the exceptions noted in Section 2.00, A, 5.
- Provided, however, along any required front, side or rear transitional yard setback line which is adjacent to a residential district, the maximum vertical height shall be:
- a. Twenty-two (22) feet; or,
 - b. Thirty-five (35) Forty (40) feet if for each foot of height in excess of twenty-two (22) feet, to an absolute maximum height of thirty-five forty (40) feet, one (1) additional foot setback shall be provided beyond such adjacent required front, side or rear transitional yard setback line for each foot of building or structural height above twenty-two (22) feet (See Section 2.13, Diagram A).
- Height Exceptions. The following exceptions to the height regulations shall be permitted:
- a. ~~Parapet walls not exceeding two (2) feet in height.~~
 - b. ~~Roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.~~
 - c. ~~Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.~~
 - d. ~~A monitor roof not exceeding twenty-five (25) per cent of the total horizontal area of the roof.~~
 - c. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.
9. Signs. Signs and advertising devices sign structures shall comply with ~~t~~The ~~s~~Sign ~~r~~Regulations of Marion County, Indiana, 71-AO-4, as amended. ~~section 2.10.~~

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of Section 2.0910.
11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of Section 2.0910.
12. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.

C.

B. Performance standards.

1. *Noise, vibration, odor glare, heat.* In no case shall production or operational noise, vibration, odor, glare, or intense heat be permitted to escape beyond the lot lines.
2. *Smoke, particulate matter, noxious materials.* The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of Chapter Four of the Municipal Code the Air Pollution Control Ordinance of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).
3. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or material (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
4. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Indiana Department of Environmental Management the Stream Pollution Control Board of the State of Indiana; or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.

Prior to improvement location permit issuance for any industrial use:

- a. Plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer),~~ and industrial waste treatment and disposal facilities, shall be submitted to and written approval obtained from:
 - (1) Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,
 - (2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;
- b. written approval of proposed connection to a public sewer shall be obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana City of Indianapolis, Division of Permits; and,
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the Board of Sanitary Commissioners of Indianapolis Indiana, and/or a registered engineer City of Indianapolis, Division of Permits.

Sec. 2.03 I-2-S. Light industrial suburban district regulations.

Statement of purpose. Note: This district is designed for those industries that typically do not create objectionable characteristics (such as dirt, noise, glare, heat, odor, etc.) which extend beyond the lot lines. Outdoor operations and storage are completely screened if adjacent to residential areas Protected Districts, and are limited throughout the district to a percentage of the total operation. Wherever possible, this district is located between a residential area Protected District and a heavier industrial area to serve as a buffer zone.

A. PERMITTED I-2-S USES

The following uses shall be permitted in the I-2-S DISTRICT. All uses in the I-2-S DISTRICT shall conform to the I-2-S Development Standards (section 2.02, B hereof) and I-2-S Performance Standards (section 2.02, C hereof).

The following I-2-S uses may also include (as accessory or incidental uses thereto) any of the I-3-S DISTRICT uses specified in section 2.03, A, provided that:

- a. ~~Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices and/or storage) is devoted to said I-3-S uses;~~
 - b. ~~Said I-3-S uses shall conform with all I-2-S Development and Performance Standards; and~~
 - c. ~~Adequate operational techniques and safeguards shall be employed to insure performance control of noise, vibration, odor, glare, and heat to achieve operational characteristics consistent with light industry.~~
- ~~1. Any I-1-S Use specified in section 2.01, A2, 3, 4, 5, 6, 7, 8, 9, or 10.~~
 - ~~2. Radio, facsimile and television towers, including broadcasting studios and radio or television business offices, as regulated in section 2.10, 8.~~
 - ~~3. Assembly operations of pre-manufactured parts, sub-assemblies or components.~~
 - ~~4. Assembly, repair and/or manufacturing of light component parts of products.~~
 - ~~5. Manufacture of non-alcoholic beverages, bottling of alcoholic and/or non-alcoholic beverages.~~
 - ~~6. Manufacture of office machinery, electrical and mechanical.~~
 - ~~7. Manufacture of light portable household appliances; electric hand tools; electrical components and sub-assemblies; electrical motors; electric and neon signs.~~
 - ~~8. Cloth products manufacturing from finished cloth.~~
 - ~~9. Milk processing; bottling and manufacturing of milk products.~~
 - ~~10. Jewelry manufacturing; engraving.~~
 - ~~11. Secondary food processing and packaging of food products initially processed off the premises.~~
 - ~~12. Leather products manufacturing from finished leather.~~
 - ~~13. Pharmaceutical, biological, medicine and cosmetic manufacturing.~~
 - ~~14. Manufacture of optical goods; recording instruments; phonograph records.~~
 - ~~15. Paper box and paper products manufacturing from finished paper.~~
 - ~~16. Warehousing and distribution operations, completely enclosed within a building.~~
 - ~~17. Upholstering shops; mattress manufacturing.~~
 - ~~18. Construction companies, contractors, and home remodeling companies, including storage of materials and equipment with accessory offices but not retail commercial activities.~~

B.

A. I-2-S Development standards.

1. Use.

- a. *Enclosed operations.* All operations, servicing or processing located within five hundred (500) feet of a residential Protected District boundary (except storage and off-street loading) shall be conducted within completely enclosed buildings.
- b. *Outside storage.* All storage of materials or products within five hundred (500) feet of residential Protected District boundary shall be:
 - (1) within completely enclosed buildings, or
 - (2) effectively screened contained by a chain link, solid, lattice or similar type fence or wall, with ornamental, non-solid, ~~or chain link or similar type entrance and exit~~ gates. (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed eight (8) ten (10) feet. Said fence or wall shall be surrounded by trees or an evergreen hedge of

a height not less than the height of said fence or wall, to be planted following the provisions for landscaping and screening of required transitional yards of Section 2.11, E, 2. The storage of materials or products within the enclosure may not exceed the height of the fence.

c. *Outside operations and storage area limitation.*

- (1) In no case shall the total area of outside operations and storage exceed twenty-five (25) percent of the total gross floor area of enclosed structures and buildings.
- (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:
 - i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,
 - ii. be located behind the established front building line; and,
 - iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

d. *Private or commercial mobile radio communications, radio, or television antennae. Towers or antennae shall be subject to the following regulations:*

- (1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport District Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.
- (2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

2. *Required minimum street frontage. Each lot or industrial park shall have at least seventy-five (75) feet of frontage on a street right-of-way and shall gain access from said street frontage.*

2. ~~Required front yard, minimum setback.~~

- a. ~~A front yard, having at least seventy-five (75) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line.~~

~~No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet of a canopy at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the official Thoroughfare Plan of Marion County, Indiana) than:~~

- | | |
|---|--|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare | Ninety-five (95) feet |
| (4) or closer to the right-of-way line of all other streets (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: | Fifty (50) feet |

~~No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:~~

- ~~(1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of fifty (50) feet from the right-of-way line of such front road, unless such front road is~~

designated otherwise on the official Thoroughfare Plan of Marion County, Indiana or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.

(2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard minimum setback. In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the MINIMUM FRONT SETBACK requirements of section 2.02, B 2, unless subject to the requirement for transitional yards of section 2.02, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.03, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.023, BA, 6.

5. Required minimum rear yard, minimum rear setback. A rear yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line unless subject to the additional transitional yard requirements of Section 2.03, A, 6 or 8.

Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut railroad right-of-way, unless subject to requirement for transitional yards of sSection 2.023, BA, 6.

6. Required transitional yards, minimum setbacks. a. MINIMUM FRONT, SIDE AND REAR YARDS AND SETBACKS Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.03, A, 7 or 8 in addition to the following requirements:

(4) a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District the street, a minimum required front transitional yard and setback of shall be provided not less than one hundred (100) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or d. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurement, in depth from the front lot line.

(2) b. Where a side or rear lot line abuts a side or rear lot line in an adjacent residential Protected dDistrict, a required side yard or rear transitional yard and setback of not less than fifty (50) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

(3) Where a rear lot line abuts a side or rear lot line in an adjacent residential district, a rear yard and setback not less than fifty (50) feet in depth shall be provided along such rear lot line.

Provided, however, additional front, side and/ or rear setback distances for transitional yards, as specified in sSection 2.023, BA, 8, shall be required to permit building heights exceeding twenty-two (22) feet to a maximum height of thirty-five (35) fifty (50) feet (See Section 2.13, Diagram A).

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
 - (2) The transitional yards requirements of Section 2.03, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property of abutting frontage property, although zoned as a Protected District.
- b. ~~Screening and landscape~~ — Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height. Such hedge, shrubbery or row of trees shall extend the full length of said lot line — except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential district. Any ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter. Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:
- (1) ~~The entire yard between the lot line and the building is landscaped with grass, trees and shrubbery or hedges. Non vegetative materials not exceeding twenty five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~
7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover materials, except: subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this Ordinance.
- a. Required front yards may include:
- (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures; and,
 - (2) Off-street parking areas and associated maneuvering areas not exceeding ten (10) percent of the total area of the required front yard and subject to the off-street parking regulations of sSection 2.0910.
 - (3) Access cuts and dDriveways, provided they are not located within twenty (20) feet of a lot line abutting a residential Protected dDistrict.
- b. Required side and rear yards may include:
- (1) Ppedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures; and,
 - (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of sSection 2.0910.
 - (3) Aceess cuts and dDriveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.
- c. Required front, side or rear transitional yards:
- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
 - (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.
8. Maximum height of buildings and structures. ~~Within five hundred (500) feet of any residential district, the maximum vertical height of buildings and structures shall be thirty five (35) Fifty (50) feet, subject to the exceptions noted in Section 2.00, A, 5.~~

Provided, however, along any required front, side or rear transitional yard setback line which is adjacent to a residential district, the maximum vertical height shall be:

- a. Twenty-two (22) feet; or,
- b. Thirty-five (35) Fifty (50) feet if for each foot of height in excess of twenty-two (22) feet, to an absolute maximum height of thirty-five (35) fifty (50) feet, one (one) additional foot setback shall be provided beyond such adjacent required front, side or rear transitional yard setback line for each foot of building or structural height above twenty-two (22) feet (See Section 2.13, Diagram A).

Height Exceptions. The following exceptions to the height regulations shall be permitted:

- a. Parapet walls not exceeding two (2) feet in height.
- b. Roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, skylights, or similar equipment to operate and maintain the building.
- c. Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.
- d. A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.

- c. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. Signs. Signs and advertising devices sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended, section 2.10.
10. Off-street parking. Off-street parking facilities shall be provided in accordance with the off-street parking regulations of Section 2.0910.
11. Off-street loading. Off-street loading facilities shall be provided in accordance with the off-street loading regulations of Section 2.0910.
12. Additional development requirements. Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.

C.

B. I-2-S Performance standards.

1. Smoke, particulate matter, noxious materials. The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases, (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made part hereof).
2. Vibration. No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.
3. Odor. No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.
4. Noise. No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.
5. Glare and heat. No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.
6. Fire and explosive hazards. The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the

~~storage, utilization or manufacture of all products or material (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.~~

7. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the~~ Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; ~~the Indiana Department of Environmental Management; the Stream Pollution Control Board of the State of Indiana;~~ or in such a manner as to endanger the public health, safety or welfare, or cause injury to property.

Prior to ~~i~~Improvement ~~I~~Location ~~p~~Permit issuance for any industrial use:

- a. ~~P~~Plans and specifications for proposed sewage disposal facilities ~~therefor (unless a connection is being made to a public sewer); and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from:~~
- (1) ~~Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,~~
 - (2) ~~Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;~~
- b. written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana City of Indianapolis, Division of Permits; and,~~
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana and/or a registered engineer City of Indianapolis, Division of Permits.~~

Sec. 2.04. I-3-S Medium industrial suburban district ~~regulations.~~

Statement of purpose: Note: This district is designed as an intermediate district for industries which are heavier in character than those permitted in the Light Industrial Suburban District but which are not of the heaviest industrial types. Because of the nature of these industries, that district is located away from ~~residential areas~~ Protected Districts and buffered by lighter industrial districts. Where this district abuts ~~residential d~~Protected Districts, setbacks are large and enclosure of activities and storage is required.

A. PERMITTED I-3-S USES

The following uses shall be permitted in the I-3-S DISTRICT. All uses in the I-3-S DISTRICT shall conform to the I-3-S Development Standards (section 2.03, B hereof) and I-3-S Performance Standards (section 2.03, C hereof).

The following I-3-S uses may also include (as accessory or incidental uses thereto) any of the I-4-S District uses specified in section 2.04, A provided that:

- (a) Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices and/or storage) is devoted to said I-4-S uses;
 - (b) said I-4-S uses shall conform with all I-3-S Development and Performance Standards; and
 - (c) adequate operational techniques and safeguards shall be employed to insure performance control noise, vibration, odor, glare, and heat to achieve operational characteristics consistent with medium industry.
1. Any use permitted in the i-2-s district.
 2. Manufacture and assembly of marine equipment.
 3. Canning, bottling, processing, and packaging of food. (Does not include slaughtering of animals or fowl.)
 4. Can and container manufacturing.
 5. Coffee roasting.
 6. Cabinet manufacturing, furniture manufacturing.
 7. Manufacture and assembly of major electric and/or gas household appliances.

8. ~~Manufacture of colors, dye, paint and other coatings, excluding tar products.~~
9. ~~Manufacture and assembly of communication equipment.~~
10. ~~Electroplating operations.~~
11. ~~Manufacture of tools and implements, machinery and machinery components.~~
12. ~~Manufacture of oleomargarine.~~
13. ~~Manufacture and assembly of office equipment.~~
14. ~~Manufacture of musical instruments.~~
15. ~~Stamping and fabricating metal shops using press, brakes and rolls.~~
16. ~~Manufacture of malt products; brewing, distillation of liquor and spirits.~~
17. ~~Machine, welding, tool and die shops.~~
18. ~~Thermal, electric, steam and/or atomic power plants.~~
19. ~~Manufacture of glass and glass products.~~
20. ~~Motor truck terminals less than ten (10) acres in total area and subject to the regulations of section 2.11, b, 3.~~
21. ~~Paper manufacturing.~~
22. ~~Granaries, grain processing, starch manufacture.~~

A. *I-3-S Development standards.*

1. *Use.*

- a. Enclosed operations. All operations, servicing or processing located within five hundred (500) feet of a ~~residential~~ Protected ~~District~~ boundary (except storage and off-street loading) shall be conducted within completely enclosed buildings.
- b. Outside storage. All storage of materials or products within five hundred (500) feet of a ~~residential~~ Protected ~~District~~ boundary shall be:
 - (1) within completely enclosed buildings, or
 - (2) effectively ~~screened~~ contained by a chain link, solid, lattice or similar type fence or wall, ~~(with ornamental, non-solid, chain link or solid gates similar type entrance and exit gates).~~ (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed ~~(8) ten~~ (10) feet. Said fence or wall shall be surrounded trees or an evergreen hedge of a height not less than the height of the fence or wall, to be planted following the provisions for landscaping and screening of required transitional yards of Section 2.11, E, 2. The storage of materials or products within the enclosure may not exceed the height ~~thereof of the fence.~~
- c. Outside operations and storage area limitation.
 - (1) In no case shall the total area of outside operations and storage exceed fifty (50) percent of the total gross floor area of enclosed structures and buildings.
 - (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:
 - i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,
 - ii. be located behind the established front building line; and,
 - iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

- d. Private or commercial mobile radio communications, radio or television antennae. Towers or antennae shall be subject to the following regulations:

- (1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport District Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.
- (2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

- e. Motor truck terminals. Motor truck terminals shall be subject to the following exception:

The parking of trucks or trailers shall not be defined or construed as outside storage in computing permitted outside storage and operations within this District.

2. Required minimum street frontage. Each lot or industrial park shall have at least seventy-five (75) feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. Required front yard, minimum setback.—A front yard, having at least seventy-five (75) feet width of

~~frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line. No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

- | | |
|---|-------------------------------|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare: | Ninety-five feet |
| (4) or closer to the right-of-way line of all other street (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: | Fifty (50) feet |

~~No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:~~

- (1) ~~Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets requiring a front setback of (50) feet from the right-of-way line of such front road, unless such front road is designated otherwise on the official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~
- (2) ~~If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.~~

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard setback.—In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the minimum front setback requirements of section 2.03, B 2, unless subject to the requirements for transitional yards of section 2.03, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.04, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.04, BA, 6.

5. Required ~~minimum~~ rear yard; minimum rear setback. A rear yard ~~and building~~ setback of not less than thirty, (30) feet in depth, ~~measured from and paralleling the lot line, shall be provided along each rear lot line, unless subject to the additional transitional yard requirements of Section 2.04, A, 6 or 8.~~

Provided, however, if the rear lot line abuts an active railroad ~~operating~~ right-of-way or railroad spur, the building shall be permitted to abut the railroad ~~operating~~ right-of-way, unless subject to the requirement for transitional yards of Section 2.034, ~~BA~~, 6.

6. Required transitional yards, minimum setbacks.

- a. Minimum front, side and rear yards and setbacks ~~Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.04, A, 7 and 8 in addition to the following requirements:~~
- a. Where a front lot line ~~yard abuts~~ faces a ~~street~~ residential district on the opposite side of which is a Protected District ~~the street~~, a minimum required front transitional yard and setback ~~of shall be provided~~ not less than one hundred fifty (150) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurements, in depth from the front line.
- (2) b. Where a side or rear lot line abuts a side ~~or rear~~ lot line in an adjacent residential Protected ~~d~~District, a required side yard or rear transitional yard and setback of not less than one hundred (100) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.
- (3) Where a rear lot line abuts a side or rear lot line in adjacent residential district, a rear yard and setback not less than one hundred (100) feet in depth shall be provided along such rear lot line.

Provided, however, additional front, side and/or rear setback distances for transitional yards, as specified in ~~s~~Section 2.04, ~~BA~~, 8, shall be required to permit building heights exceeding thirty-five (35) feet ~~(to a maximum height of fifty (50) feet (See Section 2.13, Diagram A).~~

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
- (2) The transitional yard requirements of Section 2.04, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.
- b. Screening and landscaping
Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and be not less than six (6) feet in height. ~~such hedge, shrubbery or row of trees shall be extend the full length of said lot line — except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential or business district. Any ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition and kept free of litter.~~
Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:
(1) The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding twenty-five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures:

7. *Use of required yards and required transitional yards.* All required transitional yards shall be ~~planted with grass or landscaped with other suitable ground cover material except~~ subject to the requirements of Section 2.11, F and shall remain as open space free from structures except where expressly permitted by this ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, ~~driveways,~~ entrance guard boxes, flag poles, fences, screening walls ~~directional signs and similar appurtenant uses, structures; and,~~
- (2) Off-street parking areas not exceeding ten (10) percent of the total area of the required front yard and subject to the off-street parking regulations of ~~s~~Section 2.10.
- (3) ~~Access cuts and d~~Driveways, provided they are not located within twenty (20) feet of a lot line abutting a ~~residential Protected d~~District.

b. Required side and rear yards may include:

- (1) ~~P~~pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls ~~directional signs and similar appurtenant -uses, structures; and,~~
- (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of ~~s~~Section 2.0910.
- (3) ~~Access cuts Driveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.~~

c. Required front, side or rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
- (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.

8. *Maximum height of buildings and structures.* ~~Within five hundred (500) feet of any Protected District, the maximum vertical height of buildings and structures shall be fifty (50) feet.~~

~~Provided, however, a~~ Along any required front, side, or rear transitional yard setback line which is adjacent to a Protected District, the maximum vertical height shall be:

- (1) a. Thirty-five (35) feet; or
- (2) b. Fifty (50) feet if fFor each foot of height in excess of thirty-five (35) feet, ~~to an absolute maximum height of fifty (50) feet,~~ one (1) additional foot setback shall be provided beyond such adjacent required front, side or rear transitional yard setback line for each foot of building or structural height above thirty-five (35) feet (See Section 2.13, Diagram A).

Subsections a. and b. above are subject to the exceptions noted in Section 2.00 A, 5.

~~Height exception: The following exceptions to the above height regulations shall be permitted:~~

- a. ~~Parapet walls not exceeding two (2) feet in height.~~
- b. ~~Roof structures for the housing of elevator stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.~~
- c. ~~Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.~~

- d. ~~A monitor roof not exceeding twenty five (25) percent of the total horizontal areas of the roof.~~
 - c. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana 71-AO-4, as amended.
9. ~~Signs.~~ Signs and ~~advertising devices~~ sign structures shall comply with ~~the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended, section 2.10.~~
10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.0910.
11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.0910.
12. Additional development requirements. Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.
- C. ~~B. 1-3-S~~ Performance standards.
- 1. *Smoke, particulate matter, noxious materials.* The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of ~~the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases, (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).~~
 - 2. *Vibration.* No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health safety or welfare, or cause injury to property.
 - 3. *Odor.* No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.
 - 4. *Noise.* No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.
 - 5. *Glare and heat.* No use shall produce heat or glare of such intensity beyond the lot lines as to endanger public health, safety or welfare, or cause injury to property.
 - 6. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or material (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
 - 7. *Discharge of waste matter.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Stream Pollution Control Board of the State of Indiana~~ The Indiana Department of Environmental Management; or in such a manner as to endanger the public health, safety or welfare, or cause injury to property.
- Prior to ~~i~~Improvement ~~i~~Location ~~p~~Permit issuance for any industrial use:
- (a) a. plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer),~~ and industrial waste treatment and disposal facilities, shall be submitted to and written approval obtained from:

- (1) ~~Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or~~
 - (2) ~~Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;~~
- (b) ~~b.~~ written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana City of Indianapolis, Division of Permits; and,~~
- (c) ~~c.~~ plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana and/or a registered engineer City of Indianapolis, Division of Permits.~~

Sec 2.05 I-4-S Heavy industrial suburban district.

Statement of purpose: This district is designed for those heavy industrial uses which are typically characterized by certain factors which would be exceedingly difficult, expensive or impossible to eliminate. These industries are therefore buffered by sufficient area to minimize any detrimental aspects. The development standards and performance standards reflect the recognition of these problems. Wherever practical, this district is removed as far as possible from residential areas Protected Districts and buffered by intervening lighter industrial districts.

- (1) ~~PERMITTED I-4-S USES~~ The following uses shall be permitted in the I-4-S DISTRICT. All uses in the I-4-S DISTRICT shall conform to the I-4-S Development Standards (section 2.04, B) and I-4-S Performance Standards (section 2.04, B hereof).
1. Any use permitted in the I-3-S District.
 2. Creosote manufacturing and treatment.
 3. Bulk storage of petroleum products.
 4. Boiler tank manufacturing; structural steel fabricating.
 5. Manufacture of detergents and soaps.
 6. Foundries
 7. Railroad equipment manufacturing, repair and servicing.
 8. Processing of forest products such as, but not limited to, veneer mills, planing mills and saw mills.
 9. Utility pole yards and pipe yards.
 10. Motor truck terminals subject to the regulations of section 2.11, B, 3.
- (2) ~~I-4-S uses permitted by special exception.~~ In addition, the following uses shall be permitted in the I-4-S District by Special exception only, upon issuance of a Special exception permit therefore by the Metropolitan Board of Zoning Appeals as set forth in section 2.11, A, 1. These uses shall conform to the I-4-S Development Standards (section 2.04, B hereof); I-4-S Performance Standards (section 2.04, C hereof); all requirements set forth in section 2.11, A, 1 and all conditions attached to the grant of such Permit by the Metropolitan Board of Zoning Appeals—in case on conflict, the more restrictive standards or requirements to control.
1. Cement, lime and gypsum manufacturing. (Special exception permit required.)
 2. Oil processing, refining and manufacturing. (Special exception permit required.)
 3. Open hearths and blast furnaces. (Special exception permit required.)
 4. Coke ovens. (Special exception permit required.)
 5. Fat rendering and fertilizer manufacturing. (Special exception permit required.)
 6. Leather curing and tanning. (Special exception permit required.)
 7. Tar, tar paper and tar products manufacturing and processing. (Special exception permit required.)
 8. Slaughtering and allied food processing. (Special exception permit required.)
 9. Manufacture of explosives, matches, and fireworks, subject to the requirements of section 2.11, 3. (Special exception permit required.)
 10. Concrete mixing; production of concrete blocks and shapes, cinder blocks and other similar building materials manufacture. (Special exception permit required.)
 11. Stock yards for shipping, holding and the sale of animals. (Special exception permit required.)

- ~~12. Production of emulsified asphalt and preparation of asphaltic concrete paving material. (Special exception permit required.)~~
- ~~13. manufacture of chemicals and gases. (Special exception permit required.)~~
- ~~14. sand, gravel or aggregate washing, screening or processing (not including mining or dredging). (Special exception permit required.)~~

~~B.~~

~~A. I-4-S Development standards.~~

1. *Use.*

a. Outside operations and storage area limitation. In no case shall the total area of outside operations and storage exceed seventy-five (75) percent of the ~~total gross floor area of enclosed structures and buildings.~~ lot area, provided, however, outside operations and storage shall not be permitted within any required yard or required transitional yard (see Section 2.13, Diagram I).

(1) the maximum vertical height of equipment and materials stored shall be twenty (20) feet.

(2) all said equipment and storage shall, at all times, be effectively screened by the fencing and buffer planting required by Section 2.05, A, 6 and Section 2.11, E.

(3) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

b. Private or commercial mobile radio communications, radio or television antennae. Towers or antennae shall be subject to the following regulations:

(1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport District Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.

(2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

c. Motor truck terminals. Motor truck terminals shall be subject to the following exception:

The parking of trucks or trailers shall not be defined or construed as outside storage in computing permitted outside storage and operations within this District.

2. Required minimum street frontage. Each lot or industrial park shall have at least seventy-five (75) feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. Required front yard, minimum setback — A front yard, having at least seventy five (75) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way. No part of

any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

- (1) Expressway: One hundred twenty (120) feet
- (2) Primary thoroughfare or parkway: One hundred five (105) feet
- (3) Secondary thoroughfare: Ninety-five feet
- (4) or closer to the right-of-way line of all other street (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: Fifty (50) feet

No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:

- (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets requiring a front setback of (50) feet from the right-of-way line of such front road, unless such front road is designated otherwise on the official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
- (2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard, minimum setback. In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the minimum front setback requirements of section 2.04, B, 2, unless subject to the requirement for transitional yards of section 2.04, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.05, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of Section 2.05, B, 6.

5. Required minimum rear yard, minimum rear setback. A rear yard and building setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along the rear lot line, unless subject to the additional transitional yard requirements of Section 2.05, A, 6 or 8.

Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad right-of-way, unless subject to the requirement for transitional yards of Section 2.05, B, 6.

6. Required transitional yards, minimum setbacks. a. Minimum front, side and rear yards and setbacks. Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.05, A, 7 and 8 in addition to the following requirements:

- a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District the street, a minimum required front transitional yard and setback of shall be provided not less than two hundred (200) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurements, in depth from the front line.

- (2) b. Where a side or rear lot line abuts a side or rear lot line in an adjacent residential Protected District, a required side or rear transitional yard and setback of not less than

one hundred fifty (150) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

- (3) ~~Where a rear lot abuts a side or rear lot line in an adjacent residential district, a side yard and setback not less than one hundred fifty (150) feet in depth shall be provided along such rear lot line.~~

Exceptions:

- (1) Side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.

- (2) The transitional yard requirements of Section 2.05, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

- b. ~~SCREENING AND LANDSCAPING Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot lines, and not less than six (6) feet in height. Such hedge, shrubbery or row of trees shall extend the full length of said lot line except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential district. Any ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter. Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~
- (1) ~~The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding twenty-five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~

7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover material except: subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, fences, screening walls directional signs and similar appurtenant uses: structures; and,
- (2) Off-street parking areas not exceeding ten (10) percent of the total area of the required front yard and subject to the off-street parking regulations of sSection 2.0910.
- (3) ~~Aeeess cuts and dDriveways~~, provided they are not located within ~~twenty (20)~~ thirty (30) feet of a lot line abutting a ~~residential Protected dDistrict~~.

b. Required side and rear yards may include:

- (1) ~~Ppedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls directional signs and similar appurtenant uses: structures; and,~~
- (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of sSection 2.0910.
- (3) ~~Aeeess cuts and dDriveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.~~

c. Required front, side or rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
 - (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.
8. Maximum height of buildings and structures. ~~Within one thousand (1000) feet of any residential district, the maximum vertical height of buildings and structures shall be fifty (50) feet. Height Exceptions: The following exception to the above height regulations shall be permitted:~~
- (a) ~~parapet walls not exceeding two (2) feet in height.~~
 - (b) ~~roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, similar equipment to operate and maintain the building.~~
 - (c) ~~Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.~~
 - (d) ~~A monitor roof not exceeding twenty five (25) percent of the total horizontal area of the roof.~~

Along any required front, side or rear transitional yard, the maximum vertical height shall be:

- a. Thirty-five (35) feet; or,
- b. for each foot in height in excess of thirty-five (35) feet, one (1) additional foot setback shall be provided beyond such required front side or rear transitional yard setback line for each foot of building or structural height above thirty-five (35) feet (see Section 2.13, Diagram A).
- c. Subsection a. and b. above are subject to the exceptions noted in Section 2.00, A, 5.

Provided, however: the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana 71-AO-4, as amended.

9. Signs. ~~Signs and advertising devices~~ sign structures shall comply with ~~the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended, section 2-10.~~
10. Off-street parking. Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.0910.
11. Off-street loading. Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.0910.
12. Additional development requirements. Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.

C.

B. ~~1-4-S~~ Performance standards.

1. Smoke, particulate matter, noxious materials. The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of ~~the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).~~
2. Vibration. No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.
3. Odor. No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.

4. *Noise.* No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.
5. *Glare and heat.* No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.
6. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or materials (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
7. *Discharge of waste matter.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the~~ Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Indiana Department of Environmental Management ~~the Stream Pollution Control Board of the State of Indiana;~~ or in such manner as to endanger the public health, safety or welfare, or cause injury to property.

Prior to ~~improvement~~ location ~~permit~~ issuance for any industrial use:

- a. plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer);~~ and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from:
 - (1) Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; and or,
 - (2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;
- b. written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana~~ City of Indianapolis, Division of Permits; and,
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana and/or a registered engineer~~ City of Indianapolis, Division of Permits.

Sec. 2.04aI-5-S Heavy industrial (outside storage) suburban district regulations

~~Note: This district is designed for certain heavy industrial uses requiring outside operations and storage area, which are typically characterized by certain appearance factors, requiring buffering by sufficient area and adequate screening to minimize any detrimental or unsightly aspects. The development standards and performance standards reflect the recognition of these problems. This district shall be removed as far as possible from residential areas and buffered by intervening lighter industrial districts.~~

~~A. Permitted I-5-S Uses:~~

~~The following uses shall be permitted in the I-5-S DISTRICT. All uses in the I-5-S DISTRICT shall conform to the I-5-S Development Standards (section 2.04a, B hereof) and I-5-S Performance Standards (section 2.04a, C hereof).~~

- ~~1. Scrap metal, junk or salvage storage, open or enclosed, including auto wrecking, or similar uses.~~
 - ~~2. Concrete mixing, production of concrete blocks and shapes, cinder blocks and other similar building materials manufacture.~~
 - ~~3. Lumber yards.~~
 - ~~4. Any similar use requiring outside storage.~~
 - ~~5. Any use permitted in the I-4-S district. Provided, however, additional I-4-S uses of section 2.04, A(2) shall be permitted in the I-5-S District by Special exception only.~~
- ~~B. I-5-S Development standards~~

1. ~~Use~~ — Outside operations and storage area limitation. In no case shall the total area of outside operations and storage exceed eighty (80) percent of the total lot area.
2. ~~Required front yard minimum setback.~~ — A front yard, having at least fifty-five (55) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right of way line.

No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) or outside storage operations shall be built or located closer to the centerline of the right of way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

- | | |
|---|-------------------------------|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare: | Ninety-five (95) feet |
| (4) or closer to the right of way line of all other street (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: | Fifty (50) feet |

No part of any structure or outside storage operations shall be built or located closer to the right of way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:

- (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right of way boundary) shall be considered collector streets, requiring a front setback of fifty (50) feet from the right of way line of such front road, unless such road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
- (2) If side or rear lot lines coincide with a Federal Interstate Route right of way line, the required minimum side or rear setback for this district shall apply.
3. ~~Required corner side yard, minimum setback.~~ — In any case where the side lot line abuts a street right of way line, there shall be provided a corner side yard in which the setback of any structure or outside storage shall comply with the minimum front setback requirements of section 2.04a, B 2.
4. ~~Required minimum setback.~~ — A side yard and setback of not less than thirty (30) feet inside yards, depth shall be provided along each side lot line. Provided, however, if the side lot line abuts a railroad operating right of way, the building shall be permitted to abut the railroad operating right of way.
5. ~~Required rear yard, minimum setback.~~ — A rear yard and setback of not less than thirty (30) feet in depth shall be provided along the rear lot line.
6. ~~Screening and landscaping.~~
 - a. ~~Fencing.~~ The entire outside operation and storage shall be enclosed with solid wall or fence, at least 6 feet in height and located at least 30 feet from all lot lines.
 - b. ~~Buffer strip.~~ A buffer planting strip, at least 30 feet in depth, shall be provided and maintained between the lot lines and the above required fencing, enclosing the entire outside operation and storage area. Such buffer planting strip shall include a compact hedge, row of shrubbery or evergreen trees extending the full length of said required buffer strip. Said hedge, shrubbery and trees shall be at least six (6) feet in height or of such additional height necessary to effectively screen from view (at every point along the lot lines) all materials stored and outside operations. Any ground area between such hedge, shrubbery or row of trees and the lot lines shall be planted in grass, other suitable ground cover, and/or shrubbery, maintained in good condition, and kept free of litter.
7. ~~Use of required yards.~~ — All required yards shall be planted with grass or landscaped with other suitable ground cover materials except:
 - a. Required front yards may include:
 - (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, directional signs and similar appurtenant uses.
 - (2) Access cuts and drives, provided they are not located within thirty (30) feet of a lot line.
 - b. Required side and rear yards may include:
 - (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, directional signs and similar appurtenant uses.
 - (2) Off-street parking subject to the off-street parking regulations of section 2.09.
 - (3) Access cuts and drives, provided they are not located within thirty (30) feet of a lot line.

8. ~~Height restrictions.~~—The maximum vertical height of buildings and structures shall be fifty (50) feet.

~~Height exceptions.~~—The following exceptions to the above height regulations shall be permitted;

- (a) Parapet walls not exceeding two (2) feet in height.
- (b) Roof structures for the housing of elevators, water tanks, ventilating fans, sky lights, or
- (c) Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.
- (d) A monitor roof not exceeding twenty five (25) percent of the total horizontal area of the roof.

The maximum vertical height of equipment and materials stored shall be twenty (20) feet.

Provided, however; All said equipment and storage shall, at all times, be effectively screened by the fencing and buffer planting required by section 2.04a, B6 and the permitted height of such equipment and storage shall at all times be limited to a height so screened.

9. ~~Signs.~~—Signs and advertising devices shall comply with the sign regulations of section 2.10. Provided, however, no sign or other identification or advertising device shall be located on attached to the wall or fence required by section 2.04a, B6a.

10. ~~Off street parking.~~—Off street parking facilities shall be provided in accordance with the off street parking regulations of section 2.09.

11. ~~Off street loading.~~—Off street loading facilities shall be provided in accordance with the off street loading regulations of section 2.09.

C. ~~1-5 S Performance standards~~

1. ~~Smoke, particulate matter, noxious materials.~~—The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of the Air Pollution Control Ordinance of the City of Indianapolis, Indiana (a copy which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).

2. ~~Vibration.~~—No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.

3. ~~Odor.~~—No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.

4. ~~Noise.~~—No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.

5. ~~Glare and heat.~~—No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.

6. ~~Fire and explosive hazards.~~—The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.

7. ~~Discharge of waste matter.~~—No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Stream Pollution Control Board of the State of Indiana; or in such manner as to endanger the public health, safety or welfare, or cause injury to property.

Prior to improvement location permit issuance for any industrial use:

- a. plans and specifications for proposed sewage disposal facilities therefore (unless a connection is being made to a public sewer), and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana;
- b. written approval of proposed connection to a public sewer shall be obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana; and
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana and/or a registered engineer.

Sec 2.056 I-1-U Restricted industrial urban district Regulations

Statement of purpose: ~~Note:~~ This district is ~~designed~~ intended for the same general uses as the I-1-S District. It is planned, however, for use within the existing developed urban area characterized by small lots, outmoded or obsolescent industrial buildings, erratic or partial land development. In addition, certain industrial and residential areas within redevelopment projects or adjacent to new interstate freeways are suitable for the I-1-U classification. In order to stabilize existing establishments and districts, and to give impetus to future growth of older as well as new districts, these regulations are designed to permit improvement of the typical long-standing central city industrial areas without deterring expansion and new construction. In order to retain high character in this district, all operations must be contained within enclosed structures, except storage which must be completely screened.

A. Permitted I-1-U Uses

The following uses shall be permitted in the I-1-U DISTRICT. All Uses in the I-1-U DISTRICT shall conform to the I-1-U Development Standards (section 2.05, B hereof) and I-1-U Performance Standards (section 2.05, C hereof).

1. ~~Any industrial manufacturing, processing, refining, fabricating, assembling, wholesaling, cleaning, testing, or repairing of goods, materials, or products, (not including: (1) storage, utilization, or manufacture of materials intended for detonation except by special permission as set forth in section 2.11, A, 1 and 6; (2) motor truck terminals; (3) retail sales or services; business offices or discount establishments dealing directly with the consumer except as provided for in section I-1-U, A7).~~
2. ~~Engineering or research laboratories; industrial schools or training facilities; data processing or analysis.~~
3. ~~Agricultural buildings, structures and uses, including associated dwelling structures.~~
4. ~~Railroad or other mass transportation rights of way and trackage, including railroad passenger station, off-street turn-around, layover areas for transit vehicles, shelter stations and off-street parking facilities, provided such uses (except operating right-of-way) do not extend within twenty (20) feet of a residential district boundary.~~
5. ~~Landing pads and stations for helicopters; vertical take-off helipads or helicopter aircraft, as regulated in section 2.11, B, 1 (including facilities for maintenance of helicopters and accessory uses therefore).~~
6. ~~Temporary structures incidental to the development of land or to the erection of structures; provided said temporary structures shall be removed at the termination of development or construction.~~
7. ~~Offices, incidental and accessory to a permitted industrial use, attached or detached, and including service facilities for employees or guests. Provided and service facilities shall be wholly within a building and shall have no exterior advertising display (other than identification or directional signs as provided in section 2.10, 3).~~
8. ~~Accessory utility structures or facilities~~
9. ~~Accessory recreation areas, indoor and outdoor, provided primarily for the convenience and use of employees of a specific industry or an industrial area as a whole.~~
10. ~~SIGNS, as regulated by Section 2.10.~~

B.

A. I-1-U Development Standards.

1. Use.

- a. Enclosed operations. All operations, servicing or processing (except storage and off-street loading) shall be conducted within completely enclosed buildings.
- b. Outside storage. All storage of materials or products shall be:
 - (1) within completely enclosed buildings, or
 - (2) effectively screened contained by a chain link, solid, lattice or similar type fence or wall, with ornamental, non-solid, ~~or~~ chain link or similar type entrance and exit gates. (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed eight (8) ten (10) feet. Said fence or wall shall be surrounded by trees or an evergreen hedge of a height not less than the height of said fence or wall, to be planted following the provisions for landscaping and screening or required transitional yards of Section

2.11, E, 2. The storage of materials or products within the enclosure may not exceed the height of the fence.

c. Outside storage area limitation.

- (1) Total area of outside storage shall not exceed twenty-five (25) percent of the total gross floor area of enclosed structures and buildings.
- (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:
 - i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,
 - ii. be located behind the established front building line; and,
 - iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

2. Required minimum street frontage. Each lot or industrial park shall have at least thirty-five (35) feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. REQUIRED FRONT YARD MINIMUM SETBACK ~~_____ A front yard, having at least fifty five (55) feet width of of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line. No part of any structure (excluding an eave or cornice at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

- | | |
|---|--|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare | Ninety-five (95) feet |
| (4) or closer to the right-way line of all other streets (including but not limited to collector streets, local streets, cul-de-sacs, and marginal access streets) than: | Twenty (20) feet |

~~No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:~~

- ~~(1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of twenty (20) feet from the right-of-way line of such front road, unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~
- ~~(2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.~~

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard, minimum setback. ~~_____ In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the MINIMUM FRONT SETBACK requirements~~

of section 2.05, B 2, unless subject to the requirement for transitional yards of section 2.05, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than ~~ten (10)~~ twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.06, A, 6 or 8. Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of ~~Section 2.056, BA, 6.~~
5. Required minimum rear yard, minimum rear setback. A rear yard and building setback of not less than ~~ten (10)~~ twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along the rear lot line, unless subject to the additional transitional yard requirements of Section 2.06, A, 6 or 8. Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of ~~Section 2.056, BA, 6.~~
6. Required transitional yards minimum setbacks. ~~a. Minimum front, side and rear yards and setbacks~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.06, A, 7 and 8 in addition to the following requirements:

- (1) a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District the street, a minimum required front transitional yard and setback of shall be provided not less than thirty (30) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e.

In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurements, in depth from the front lot line.

- (2) b. Where a side or rear lot line abuts a side or rear lot line in an adjacent residential Protected dDistrict, a required side or rear transitional yard and setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.
- (3) Where a rear lot line abuts a side or rear lot line in adjacent residential district, a rear yard and setback not less than thirty (30) feet in depth shall be provided along such rear lot line.

Provided, however, additional front, side and/or rear setback distances for transitional yards, as specified in ~~Section 2.056, BA, 8,~~ shall be required to permit building heights exceeding twenty-two (22) feet to a maximum height of ~~thirty-five (35)~~ forty (40) feet (See Section 2.13, Diagram A).

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
 - (2) The transitional yard requirements of Section 2.06, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.
- b. Screening and landscaping. Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height. Such hedge, shrubbery or row of trees shall extend the full length of said lot line — except that it shall be omitted between the front lot line and a point five (5) feet greater than the re-

~~quired or established building setback line of the adjacent residential and ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free from litter.~~

~~Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~

- ~~(1) The entire yard between the lot line and building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding twenty-five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~

7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover materials, except: subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, fences, screening walls ~~directional signs~~ and similar appurtenant ~~uses, structures; and,~~
- (2) ~~Access cuts and d~~Driveways, provided they are not located within twenty (20) feet of a lot line abutting a residential Protected d~~District.~~

b. Required side and rear yards may include:

- (1) Pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls ~~directional signs~~ and similar appurtenant ~~uses, structures; and,~~
- (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of ~~s~~Section 2.0910.
- (3) ~~Access cuts and d~~Driveways and interior access drives, ~~provided they are not located within twenty (20) feet of a lot line abutting a residential district.~~

c. Required front, side and rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
- (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.

8. Maximum height of buildings and structures. ~~Maximum vertical height of buildings and structures shall be thirty-five (35) Forty (40) feet subject to the exceptions noted in Section 2.00, A, 5.~~

Provided, however, along any required front, side or rear transitional yard setback line which is adjacent to a residential district, the maximum vertical height shall be:

a. Twenty-two (22) feet; or,

b. Thirty-five (35) Forty (40) feet if for each foot of height in excess of twenty-two (22) feet, to an absolute maximum height of thirty-five (35) forty (40) feet, one (1) additional foot setback shall be provided beyond such adjacent required front, side or rear transitional yard setback line for each foot of building or structural height above twenty-two (22) feet (See Section 2.13, Diagram A).

Height Exceptions. The following exceptions to the height regulations shall be permitted:

- a. ~~Parapet walls not exceeding two (2) feet in height.~~
- b. ~~Roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.~~

- e. ~~Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.~~
 - d. ~~A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.~~
 - c. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.
9. ~~Signs.~~ Signs and ~~advertising devices and sign structures~~ shall comply with ~~tThe sSign rRegulations of Marion County, Indiana, 71-AO-4, as amended section 2.10.~~
10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~sSection 2.09~~10.
11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~sSection 2.09~~10.
12. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.
- C.
- B. ~~1-1-U~~ *Performance standards.*
1. *Noise, vibration, odor glare, heat.* In no case shall production or operational noise, vibration, odor, glare, or intense heat be permitted to escape beyond the lot lines.
2. *Smoke, particulate matter noxious material.* The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of Chapter Four of the Municipal Code the Air Pollution Control Ordinance of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases are (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).
3. *Fire and explosive hazards.* The storage, utilization or manufacture of all projects or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or material (a copy of which is on file in the office of the Metropolitan Planning Department, Marion County, Indiana, and which standards are hereby incorporated by reference and part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
4. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the~~ Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Indiana Department of Environmental Management; and Stream Pollution Control Board of the State of Indiana; or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.

Prior to ~~i~~Improvement ~~l~~Location ~~p~~Permit issuance for any industrial use:

- (a) a. ~~P~~Plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer),~~ and industrial waste treatment and disposal facilities, shall be submitted to and written approval obtained from:
 - (1) ~~Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of~~ Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,

(2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;

- (b) ~~b.~~ written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana~~ City of Indianapolis, Division of Permits; and,
- (e) ~~c.~~ plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana, and/or a registered engineer~~ City of Indianapolis, Division of Permits.

Sec. 2.067 I-2-U Light industrial urban district regulations

Statement of purpose: ~~Note:~~ This district is designed for those industries that typically do not create objectionable characteristics (such as dirt, noise, glare, heat, odor, etc.) which extend beyond the lot lines. Outdoor operations and storage are completely screened if adjacent to ~~residential areas~~ Protected Districts, and are limited throughout the district to a percentage of the total operation. Wherever possible, this district is located between a ~~residential area~~ Protected District and a heavier industrial area to serve as a buffer zone. This district has been established for application to the older industrial districts within the central city and specifically provides for the use of shallow industrial lots.

A. Permitted I-2-U Uses.

The following uses shall be permitted in the I-2-U DISTRICT. All uses in the I-2-U DISTRICT shall conform to the I-2-U DEVELOPMENT STANDARDS (section 2.06, B hereof) and I-2-U Performance Standards (section 2.06, C hereof).

The following I-2-U uses may also include (as accessory or incidental uses thereto) any of the I-3-U District uses specified in section 2.07, A, provided that:

- (a) ~~Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices and/or storage) is devoted to said I-3-U Uses.~~
- (b) ~~Said I-3-U uses shall conform with all I-2-U Development and Performance Standards, and~~
- (c) ~~Adequate operational techniques and safeguards shall be employed to insure performance control of noise, vibration, odor, glare, and heat, to achieve operational characteristics consistent with light industry.~~

1. ~~Any I-1-U use specified in Section 2.05, A2, 3, 4, 5, 6, 7, 8, 9, OR 10.~~

2. ~~Radio, facsimile and television towers, including broadcasting studios and radio or television business offices, as regulated in section 2.11, 8.~~

3. ~~Assembly operations or pre-manufactured parts, subassemblies of components.~~

4. ~~Assembly, repair and/or manufacturing of light component parts of products.~~

5. ~~Manufacture of non-alcoholic beverages, bottling of alcoholic and/or non-alcoholic beverages.~~

6. ~~Manufacture of office machinery, electrical and mechanical.~~

7. ~~Manufacture of light portable household appliances; electric hand tools; electric components and subassemblies; electric motors; electric and neon signs.~~

8. ~~Cloth products manufacturing from finished cloth.~~

9. ~~Milk processing; bottling and manufacturing of milk products.~~

10. ~~Jewelry manufacturing, engraving.~~

11. ~~Secondary food processing and packaging of food products initially processed off the premises.~~

12. ~~Leather products manufacturing from finished leather.~~

13. ~~Pharmaceutical, biological, medicine and cosmetic manufacturing.~~

14. ~~Manufacture of optical goods; recording instruments; phonograph records.~~

15. ~~Paper box and paper products manufacturing from finished paper.~~

16. ~~Warehousing and distribution operations, completely enclosed within a building.~~

17. ~~Upholstering shops, mattress manufacturing.~~

18. ~~Construction companies, contractors, and home remodeling companies, including storage of materials and equipment with accessory offices but not retail commercial activities.~~

~~B.~~

A. I-2-U Development standards

1. Use.

- a. Enclosed operations. All operations, servicing or processing located within three hundred (300) feet of a ~~residential~~ Protected ~~District~~ boundary (except storage and off-street loading) shall be conducted within completely enclosed building.

- b. Outside storage. All storage of materials or products within three hundred (300) feet of a residential Protected District boundary shall be:

- (1) within completely enclosed buildings, or
- (2) effectively screened contained by a chain link, solid, lattice or similar type fence or wall, with ornamental, non-solid, chain link or similar type entrance and exit gates. (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed eight (8) ten (10) feet. Said fence or wall shall be surrounded by trees or an evergreen hedge of a height not less than the height of said fence or wall, to be planted following the provisions for landscaping and screening of required transitional yards of Section 2.11, E. 2. The storage of materials or products within the enclosure may not exceed the height of the fence.

- c. Outside operations and storage limitation.

- (1) In no case shall the total area of outside operations and storage exceed twenty-five (25) percent of the total gross floor area of enclosed structures and buildings.
- (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:
 - i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,
 - ii. be located behind the established front building line; and,
 - iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

- d. Private or commercial mobile radio communications, radio or television antennae. Towers or antennae shall be subject to the following regulations:

- (1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.
- (2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

2. Required minimum street frontage. Each lot or industrial park shall have at least thirty-five (35) feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. Required front yard minimum setback. A front yard, having at least thirty-five (35) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line. No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

- | | |
|---------------------------------------|-------------------------------|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thorough fare or parkway: | One hundred five (105) feet |
| (3) Secondary thorough fare: | Ninety-five (95) feet |
| (4) closer to the right-of-way line | |

of all other streets (including but not limited to collector streets, cul-de-sacs and marginal access streets) than:

Twenty (20) feet

No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:

- (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of twenty (20) feet from the right-of-way line of such front road, unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
- (2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.

Provided, however, that in case of any lot which is less than two hundred (200) feet in depth, the minimum required setback shall be ten (10) percent of the depth of the lot or ten (10) feet, whichever ever is greater.

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard, minimum setback. In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the MINIMUM FRONT SETBACK requirements for transitional yards of section 2.06, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.07, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.067, BA, 6.

5. Required minimum rear yards, minimum rear setbacks. A rear yard and building setback of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided along the rear lot line, unless subject to the additional transitional yard requirements of Section 2.07, A, 6 or 8.

Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirements for transitional yards of sSection 2.067, BA, 6.

6. Required transitional yards, minimum setbacks. a. Minimum front, side and rear yards and setbacks Minimum front, side and rear transitional yards and setbacks- Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.07, A, 7 or 8 in addition to the following requirements:

- (1) a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District the street, a minimum required front transitional yard and setback of shall be provided not less than thirty (30) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurement, from the front lot line.
- (2) b. Where a side or rear lot line abuts a side or rear lot line in an adjacent or residential Protected dDistrict, a required side yard or rear transitional yard and setback of not less than thirty (30) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

(3) ~~Where a rear lot line abuts a side or rear lot line in an adjacent residential district, a rear yard and setback not less than thirty (30) feet in depth shall be provided along such rear lot line.~~

Provided, however, additional front, side and/or rear setback distances for transitional yards, as specified in ~~s~~Section 2.067, BA, 8, shall be required to permit building heights exceeding twenty-two (22) feet to a maximum height of ~~thirty-five (35)~~ fifty (50) feet (See Section 2.13, Diagram A).

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
- (2) The transitional yard requirements of Section 2.07, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

b. ~~Screening and landscaping. Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height.~~

~~Such hedge, shrubbery or row of trees shall extend the full length of said lot line -- except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential district. Any ground between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter.~~

~~Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~

- (1) ~~The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding twenty-five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~

7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover materials, except: subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures; and,
- (2) ~~Access cuts and d~~Driveways, provided they are not located within twenty (20) feet of a lot line abutting a residential Protected d~~District.~~

b. Required side and rear yards may include:

- (1) Pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures; and,
- (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of ~~s~~Section 2.0910.
- (3) ~~Access cuts and d~~Driveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.

c. Required front, side or rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.

8. Maximum height of buildings and structures. ~~Within three hundred (300) feet of any residential district, the maximum vertical height of buildings and structures shall be thirty-five (35) feet~~ Fifty (50) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however, along any required front, side or rear transitional yard setback line ~~which is adjacent to a residential district~~, the maximum vertical height shall be:

- a. Twenty-two (22) feet; or,
- b. ~~Thirty-five (35)~~ Fifty (50) feet if for each foot of height in excess of twenty-two (22) feet, to an absolute maximum height of ~~thirty-five (35)~~ fifty (50) feet, (not to exceed two [2] stories) one (1) additional foot setback shall be provided beyond such adjacent required front, side or rear transitional yard setback line for each foot of building or structural height above twenty-two (22) feet (See Section 2.13, Diagram A).

Height Exceptions: The following exceptions to the height regulations shall be permitted:

- a. Parapet walls not exceeding two (2) feet in height.
 - b. Roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.
 - c. Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.
 - d. A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.
 - e. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.
9. Signs. ~~Signs and advertising devices~~ sign structures shall comply with ~~the sSign Regulations of Marion County, Indiana, 71-AO-4, as amended, section 2-10.~~
10. Off-street parking. Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~sSection 2.09~~ 10.
11. Off-street loading. Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~sSection 2.09~~ 10.
12. Additional development requirements. Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.

C.

B. I-2-U Performance standards.

- 1. Smoke, particulate matter, noxious materials. The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of ~~the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases are (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulation are hereby incorporated by reference and made part hereof).~~
- 2. Vibration. No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.
- 3. Odor. No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.
- 4. Noise. No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety, or welfare, or cause injury to property.

5. *Glare.* No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety, or welfare, or cause injury to property.
6. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or materials (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
7. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; and the Indiana State Board of Health; the Stream Pollution Control Board of the State of Indiana~~ the Indiana Department of Environmental Management; or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.

Prior to ~~improvement~~ location ~~permit~~ issuance for any industrial use:

- a. plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer);~~ and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from:
 - (1) Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,
 - (2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;
- b. written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana~~ City of Indianapolis, Division of Permits; and,
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~board of Sanitary Commissioners of Indianapolis, Indiana, and/or a registered engineer~~ City of Indianapolis, Division of Permits.

Sec. 2.078 I-3-U Medium Industrial Urban District. ~~regulations~~

Statement of purpose: ~~Note:~~ This district is designed as an intermediate central city district for industries which are heavier in character than those permitted in the Light Industrial Urban District but which are not of the heaviest industrial types. Because of the nature of these industries, the district will be located away from ~~residential areas~~ Protected Districts and buffered by lighter industrial districts. Where this district abuts ~~residential Protected Districts or business districts,~~ setbacks are large and enclosure of activities and storage is required.

~~A. Permitted I-3-U Uses.~~

~~The following uses shall be permitted in the I-3-U DISTRICT. All uses in the I-3-U DISTRICT shall conform to the I-3-U Development Standards (section 2.07, B hereof) and I-3-U Performance Standards (section 2.07, C hereof).~~

~~The following I-3-U uses may also include (as accessory or incidental uses thereto) any of the I-4-U DISTRICT uses specified in section 2.08, A, provided that:~~

- (a) ~~Not more than twenty-five (25) percent of the gross floor area of the building(s) (excluding that used for offices and/or storage) is devoted to said I-4-U uses.~~
 - (b) ~~Said I-4-U uses shall conform with all I-3-U Development and Performance Standards; and~~
 - (c) ~~Adequate operational techniques and safeguards shall be employed to insure performance control of noise, vibration, odor, glare, and heat to achieve operational characteristics consistent with light industry.~~
- ~~1. Any use permitted in the I-2-U District.~~

2. ~~Manufacture and assembly of marine equipment.~~
3. ~~Canning, bottling, processing, and packaging of food. (Does not include slaughtering of animal fowl.)~~
4. ~~Can and container manufacturing.~~
5. ~~Coffee roasting.~~
6. ~~Cabinet manufacturing; furniture manufacturing.~~
7. ~~Manufacture and assembly of major electric and/or gas household appliances.~~
8. ~~Manufacture of colors, dye, paint, and other coatings, excluding tar products.~~
9. ~~Manufacture and assembly of communication equipment.~~
10. ~~Electroplating operations.~~
11. ~~Manufacture of tools and implements, machinery and machinery components.~~
12. ~~Manufacture of oleomargarine.~~
13. ~~Manufacture and assembly of office equipment.~~
14. ~~Manufacture of musical instruments.~~
15. ~~Stamping and fabricating metal shops using press, brakes, and rolls.~~
16. ~~Manufacture of malt products; brewing, distillation of liquor and spirits.~~
17. ~~Machine, welding, tool and die shops.~~
18. ~~Thermal, electric, steam and/or atomic power plants.~~
19. ~~Manufacture of glass and glass products.~~
20. ~~Motor truck terminals less than ten (10) acres in total area and subject to the regulations of Section 2.11, b 3.~~
21. ~~Paper manufacturing.~~
22. ~~Granaries, grain processing, starch manufacture.~~

B.

A. I-3-U Development standards.

1. Use.
 - a. Enclosed operations. All operations, servicing, or processing located within three hundred (300) feet of a residential Protected dDistrict boundary (except storage and off-street loading) shall be conducted within completely enclosed buildings.
 - b. Outside storage. All storage of materials or products within three hundred (300) feet of a residential Protected dDistrict boundary shall be:
 - (1) within completely enclosed buildings, or
 - (2) effectively screened contained by a chain link, solid, lattice or similar type fence or wall, with ornamental, non-solid, or chain link or similar type entrance and exit gates. (Canvas may be attached to gates for effective screening.) The height of said fence or wall shall be at least six (6) feet and shall not exceed eight (8) ten (10) feet. Said fence or wall shall be surrounded by trees or an evergreen hedge of a height not less than the height of said fence or wall, to be planted following the provisions for landscaping and screening of required transitional yards of Section 2.11, E, 2. The storage of materials or products within the enclosure may not exceed the height of the fence.
 - c. Outside operations and storage area limitation.
 - (1) In no case shall the total area of outside operations and storage exceed fifty (50) percent of the total gross floor area of enclosed structures and buildings.
 - (2) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:
 - i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,
 - ii. be located behind the established front building line; and,

- iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

- d. Private or commercial mobile radio communications, radio or television antennae. Towers or antennae shall be subject to the following regulations:

- (1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.

- (2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

- e. Motor truck terminals. Motor truck terminals shall be subject to the following exception:

The parking of trucks or trailers shall not be defined or construed as outside storage in computing permitted outside storage and operations within this District.

2. Required minimum street frontage. Each lot or industrial park shall have at least thirty-five feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. Required front yard minimum setback. A front yard, having at least thirty-five (35) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line.

No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

- | | |
|---|-------------------------------|
| (1) Expressway | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare: | Ninety five (95) feet |
| (4) or closer to the right-of-way line of all other streets (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: | Twenty (20) feet |

No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:

- (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of twenty (20) feet from the right-of-way line of such front road, unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
- (2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district.

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard, minimum setback. In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the MINIMUM FRONT SETBACK requirements of section 2.07, B 2, unless subject to the requirement for transitional yards of section 2.07, B 6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be

~~provided along each side lot line, unless subject to the additional transitional yard requirements of Section 2.08, A, 6 or 8.~~

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad ~~operating right-~~ of-way, unless subject to the requirement for transitional yards of ~~s~~Section 2.078, ~~BA~~, 6.

5. ~~Required minimum rear yard, minimum rear setback.~~ A rear ~~yard and building~~ setback of not less than ten (10) feet in depth, ~~measured from and paralleling the lot line,~~ shall be provided ~~along the rear lot line, unless subject to the additional transitional yard requirements of Section 2.08, A, 6 or 8.~~

Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad ~~operating right-~~ of-way, unless subject to the requirement for transitional yards of ~~s~~Section 2.078, ~~BA~~, 6.

6. ~~Required transitional yards, minimum setbacks.~~ ~~a. Minimum front, side and rear yards and setbacks. Minimum front, side and rear transitional yards and setbacks- Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.08, A, 7 and 8 in addition to the following requirements:~~

- (1) ~~a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District the street, a minimum required front transitional yard and setback of shall be provided not less than forty (40) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurements, in depth from the front lot line.~~
- (2) ~~b. Where a side or rear lot line abuts a side or rear lot line in an adjacent residential Protected dDistrict, a required side yard or rear transitional yard and setback not less than forty (40) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.~~
- (3) ~~Where a rear lot line abuts a side or rear lot line in adjacent residential district, a side yard and setback not less than forty (40) feet in depth shall be provided along such rear lot line.~~

Provided, however, additional front, side and/or rear setback distances for transitional yards, as specified in ~~s~~Section 2.078, ~~BA~~, 8, shall be required to permit building heights exceeding thirty-five (35) feet ~~(to a maximum height of fifty (50) feet) (See Section 2.13, Diagram A).~~

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
- (2) The transitional yard requirements of Section 2.08, A, 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.
- b. ~~Screening and landscaping. Where a side or rear lot line adjoins a residential district, a compact hedge, row of shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height. Such hedge, shrubbery or row of trees shall extend the full length of said lot line except that it shall be omitted between the front lot line and a point five (5) feet greater than the required or established building setback line of the adjacent residential district. Any ground between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter.~~
- ~~Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~
- (1) ~~The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Nonvegetative materials not exceeding~~

~~twenty-five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~

7. Use of required yards and required transitional yards. All required transitional yards shall be ~~planted with grass or landscaped with other suitable ground cover materials, except~~ subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, ~~driveways~~, entrance guard boxes, flag poles, fences, screening walls ~~directional signs and similar appurtenant uses, structures; and,~~
- (2) ~~Access cuts and d~~Driveways, provided they are not located within twenty (20) feet of a lot line abutting a ~~residential~~ Protected dDistrict.

b. Required side and rear yards may include:

- (1) Pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls ~~directional signs and similar appurtenant uses, structures; and,~~
- (2) Off-street ~~P~~parking and loading areas, subject to the off-street parking and loading regulations of ~~s~~Section 2.0910.
- (3) ~~Access cuts and d~~Driveways and interior access drives, ~~provided they are not located within twenty (20) feet of a lot line abutting a residential district.~~

c. Required front, side or rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
- (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.

8. Maximum height of buildings and structures. ~~Within three hundred (300) feet of any residential district, the maximum vertical height of buildings and structures shall be fifty (50) feet.~~

~~Provided, however, a~~Along any required front, side or rear transitional yard ~~setback line~~ which is adjacent to a residential district, the maximum vertical height shall be:

- a. Thirty-five (35) feet; or,
- b. Fifty (50) feet if for each foot of height in excess of thirty-five (35) feet, to an absolute maximum height of fifty (50) feet, one (1) additional foot setback shall be provided beyond such required front, side or rear transitional yard setback line for each foot of building or structural height above thirty-five (35) feet (See Section 2.13, Diagram A).

Subsections a. and b. above are subject to the exceptions noted in Section 2.00 A, 5.

Height Exceptions. The following exceptions to the above height regulations shall be permitted:

- (a) Parapet walls not exceeding two (20) feet in height.
- (b) Roof structures for the housing of elevators, stairways, air conditioning apparatus, roof water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.
- (c) Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.
- (d) A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.

c. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* ~~Signs and advertising devices sign structures shall comply with tThe sSign rRegulations of section 2.10 Marion County, Indiana, 71-AO-4, as amended.~~

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~sSection 2.09~~10.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~sSection 2.09~~10.

12. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.

C.

B. I-3-U Performance standards.

1. *Smoke, particulate matter, noxious materials.* The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of ~~the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana, The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).~~

2. *Vibration.* No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.

3. *Odor.* No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.

4. *Noise.* No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.

5. *Glare and heat.* No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.

6. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. ~~The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or material (a copy of which is on file in the Office of the Metropolitan Planning Department of Marion County, Indiana, and, which standards are hereby incorporated by reference and made a part hereof).~~ Such storage, utilization of manufacturing shall not produce a hazard or endanger the public health, safety or welfare.

7. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Indiana Department of Environmental Management the Stream Pollution Control Board of the State of Indiana; or in~~ such a manner as to endanger the public health, safety or welfare, or cause injury to property.

Prior to ~~i~~Improvement ~~l~~Location ~~p~~Permit issuance for any industrial use:

a. plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer), and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from;~~

(1) Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of

~~Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,~~

(2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;

- b. ~~written approval of proposed connection to a public sewer shall be obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana City of Indianapolis, Division of Permits; and,~~
- c. ~~plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana, and/or a registered engineer City of Indianapolis, Division of Permits.~~

Sec 2.089 I-4-U Heavy Industrial Urban District. Regulations

Statement of purpose:

Note: This district is designed for those heavy industrial uses within the central city which are typically characterized by certain factors which would be exceedingly difficult, expensive or impossible to eliminate, and should be buffered by sufficient area to minimize any detrimental aspects. The development standards and performance standards reflect the recognition of these problems. Wherever practical, this district is removed as far as possible from ~~residential areas~~ Protected Districts and buffered by intervening lighter industrial districts.

(1) Permitted I-4-U Uses

~~The following uses shall be permitted in the I-4-U District. All uses in the I-4-U District shall conform to the I-4-U Development Standards (section 2.08, B hereof) and I-4-U Performance Standards (section 2.08, C, hereof).~~

- 1. ~~Any use permitted in the i-3-u district.~~
- 2. ~~Creosote manufacturing and treatment~~
- 3. ~~Bulk storage of petroleum products.~~
- 4. ~~Boiler tank manufacturing; structural steel fabricating.~~
- 5. ~~Manufacture of detergents and soaps.~~
- 6. ~~Foundries.~~
- 7. ~~Railroad equipment manufacturing, repair and servicing.~~
- 8. ~~Processing of forest products such as, but not limited to veneer mills, planing mills and saw mills.~~
- 9. ~~Utility pole yards and pipe yards.~~
- 10. ~~Motor truck terminals subject to the regulations of section 2.11, B 3.~~

(2) I-4-U Uses permitted by special exception.

~~In addition, the following uses shall be permitted in the I-4-U District by Special Exception only, upon issuance of a Special Exception Permit therefore by the Metropolitan Board of Zoning Appeals as set forth in section 2.11, A 1.~~

~~These uses shall conform to the I-4-U Development Standards (section 2.08, B hereof); I-4-U Performance Standards (section 2.08, C hereof); all requirements set forth in section 2.11, A 1 and all conditions attached to the grant of such Permit by the Metropolitan Board of Zoning Appeals—in case on conflict, the more restrictive standards of requirements to control.~~

- 1. ~~Cement, lime and gypsum manufacturing. (Special exception permit required.)~~
- 2. ~~Oil processing, refining and manufacturing. (Special exception permit required.)~~
- 3. ~~Open hearths and blast furnaces. (Special exception permit required.)~~
- 4. ~~Coke ovens. (Special exception permit required.)~~
- 5. ~~Fat rendering and fertilizer manufacturing. (Special exception permit required.)~~
- 6. ~~Leather curing and tanning. (Special exception permit required.)~~
- 7. ~~Tar, tar paper and tar products manufacturing and processing. (Special exception permit required.)~~
- 8. ~~Slaughtering allied food processing. (Special exception permit required.)~~
- 9. ~~Manufacturing of explosives, matches, fireworks, subject to the requirements of section 2.11, 3. (Special exception permit required.)~~
- 10. ~~Concrete mixing; production of concrete blocks and shapes, cinder blocks and other similar building material manufacture. (Special exception permit required.)~~
- 11. ~~Stock yards for shipping, holding and the sale of animals. (Special exception permit required.)~~
- 12. ~~Production of emulsified asphalt and preparation of asphaltic concrete paving material. (Special exception permit required.)~~
- 13. ~~Manufacture of chemicals and gases. (Special exception permit required.)~~

14. ~~Sand, gravel or aggregate washing, screening or processing (not including mining or dredging). (Special exception permit required.)~~

B.

A. I-4-U Development standards.

1. Use.

- a. Outside operations and storage area limitation. In no case shall the total area of outside operations and storage exceed seventy-five (75) percent of the ~~total gross floor area of enclosed structures and buildings; lot area, provided, however, outside operations and storage shall not be permitted within any required yard or required transitional yard (see Section 2.13, Diagram I).~~

- (1) The maximum vertical height of equipment and materials stored shall be twenty (20) feet.
- (2) all said equipment and storage shall, at all times, be effectively screened by the fencing and buffer planting required by Section 2.09, A, 6 and Section 2.13, E.
- (3) Trash containers. Within one hundred (100) feet, measured in any direction (see Section 2.13, Diagram H), of a Protected District, trash containers exceeding forty-eight (48) cubic feet shall:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard unless located within a parking area which is permitted in a required yard.

Exception:

This provision shall not apply if the trash container is visibly obstructed from a Protected District by an intervening building or structure on the lot, even though the trash container is located within one hundred (100) feet of a Protected District.

- b. Private or commercial mobile radio communications, radio or television antennae. Towers or antennae shall be subject to the following regulations:

- (1) There shall be no height limitation, except conformity with all requirements and limitations of the Airport Zoning Ordinance of Marion County, Indiana, 94-AO-2, as amended.

- (2) Any guy anchorages shall be set back at least thirty (30) feet from any lot line.

- c. Motor truck terminals. Motor truck terminals shall be subject to the following exception:

The parking of trucks or trailers shall not be defined or constructed as outside storage in computing permitted outside storage and operations within this District.

2. Required minimum street frontage. Each lot or industrial park shall have at least thirty-five (35) feet of frontage on a street right-of-way and shall gain access from said street frontage.

2. Required front yard, minimum setback. A front yard, having at least fifty-five (55) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line. No part of any structure (excluding an eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance shall be built closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

- | | |
|---|-------------------------------|
| (1) Expressway: | One hundred twenty (120) feet |
| (2) Primary thoroughfare or parkway: | One hundred five (105) feet |
| (3) Secondary thoroughfare: | Ninety-five (95) feet |
| (4) or closer to the right-of-way of all other streets (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than: | Twenty (20) feet |

No part of any structure shall be built closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:

- (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector street, requiring a front setback of twenty (20) feet from the right-of-way line of such road, unless such road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
- (2) If side or rear lot lines coincide with a Federal Interstate Route right-of-way line, the required minimum side or rear setback for this district shall apply.

3. Required minimum front yards, minimum front setback. The setback requirements of Section 2.11, A, shall be provided along all street right-of-way lines unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

3. Required corner side yard, minimum setbacks — In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure shall comply with the Minimum Front Setback requirements of section 2.08, B-2 unless subject to the requirement for transitional yards of section 2.08, B-6.

4. Required minimum side yards, minimum side setbacks. A side yard and building setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along each side lot line, unless subject to the additional transitional yards requirements of Section 2.09, A, 6 or 8.

Provided, however, if the side lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.089, BA, 6.

5. Required minimum rear yards, minimum rear setbacks. A rear yard and building setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along the rear lot line, unless subject to the additional transitional yard requirements of Section 2.09, A, 6 or 8.

Provided, however, if the rear lot line abuts an active railroad operating right-of-way or railroad spur, the building shall be permitted to abut the railroad operating right-of-way, unless subject to the requirement for transitional yards of sSection 2.089, BA, 6.

6. Required transitional yards, minimum setbacks. —a. ~~minimum front, side and rear yards and setbacks~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.09, A, 7 and 8 in addition to the following requirements:

- (1) a. Where a front lot line yard abuts faces a street residential district on the opposite side of which is a Protected District ~~the street~~, a minimum required front transitional yard and setback of shall be provided not less than fifty (50) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, c, or e. In the case where a proposed right-of-way does not exist or where the existing right-of-way line is greater, the existing right-of-way line shall be used for the setback measurements, ~~in depth from the front lot line.~~
- (2) b. Where a side or rear lot line abuts a side or rear lot line in an adjacent residential Protected dDistrict, a required side or rear transitional yard and setback of not less than fifty (50) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

- (3) Where a rear lot line abuts a side or rear lot line in an adjacent residential district, a rear yard and setback not less than fifty (50) feet in depth shall be provided along such rear lot line.

Exceptions:

- (1) Front, side or rear setback distances for transitional yards may be modified by utilizing the landscape performance standards of Section 2.11, E.
- (2) The transitional yard requirements of Section 2.09, A, 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

b. ~~Screening and landscaping. Where a side or rear lot line adjoins a residential district, a compact hedge, row or shrubbery or evergreen trees shall be provided along or within twenty (20) feet of such lot line, and not less than six (6) feet in height. Such hedge, shrubbery or row of trees shall extend the full length of said lot line — except that it shall be omitted between the front line and a point five (5) feet greater than the required or established building setback line of the adjacent residential district. Any ground area between such hedge, shrubbery or row of trees and the lot line shall be planted in grass and/or shrubbery, maintained in good condition, and kept free of litter.~~

~~Exception: Such hedge, row of shrubbery or evergreen trees shall not be required if:~~

- ~~(1) The entire yard between the lot line and the building is landscaped with grass, trees, and shrubbery or hedges. Non vegetative materials not exceeding twenty five (25) percent of the entire yard area may be used in combination with vegetation and structural or ornamental fixtures.~~

7. Use of required yards and required transitional yards. All required transitional yards shall be planted with grass or landscaped with other suitable ground cover materials except: subject to the requirements of Section 2.11, E and shall remain as open space free from structures except where expressly permitted by this Ordinance.

a. Required front yards may include:

- (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures, and,
- (2) Access cuts and driveways, provided they are not located within twenty (20) feet of a lot line abutting a residential Protected District.

b. Required side and rear yards may include:

- (1) Pedestrian walks, interior access driveways, entrance guard boxes, flag poles, fences, screening walls, directional signs and similar appurtenant uses, structures, and,
- (2) Off-street parking and loading areas, subject to the off-street parking and loading regulations of sSection 2.0910.
- (3) Access cuts and driveways and interior access drives, provided they are not located within twenty (20) feet of a lot line abutting a residential district.

c. Required front, side or rear transitional yards:

- (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,
- (2) shall not include parking or loading areas, interior access drives, or outdoor display or storage areas.

8. Minimum height of buildings and structures. ~~Within three hundred (300) feet of any residential district the maximum vertical height of buildings and structures shall be fifty (50) feet.~~

~~Height Exceptions: The following exceptions to the above height regulations shall be permitted:~~

- ~~(a) Parapet wall not exceeding two (2) feet in height.~~
- ~~(b) Roof structures for the housing of elevators, water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.~~
- ~~(c) Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.~~
- ~~(d) A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.~~

~~Along any required front, side or rear transitional yard, the maximum vertical height shall be:~~

- ~~a. Thirty-five (35) feet; or,~~
- ~~b. for each foot of height in excess of thirty-five (35) feet, one (1) additional foot setback shall be provided beyond such required front side or rear transitional yard setback line for each foot of building or structural height above thirty-five (35) feet (See Section 2.13, Diagram A).~~

~~Subsections a. and b. above are subject to the exceptions noted in Section 2.00, A, 5.~~

~~Provided, however: the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.~~

9. Signs. ~~Signs and advertising devices sign structures shall comply with tThe sSign rRegulations of Marion County, Indiana, 71-AO-4, as amended section 2.10.~~
10. Off-street parking. ~~Off-street parking facilities shall be provided in accordance with the off-street parking regulations of sSection 2.0910.~~
11. Off-street loading. ~~Off-street loading facilities shall be provided in accordance with the off-street loading regulations of sSection 2.0910.~~
12. Additional development requirements. ~~Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.11.~~

C.

B. ~~1.4~~ Performance standards.

1. Smoke, particulate matter, noxious materials ~~The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of the Air Pollution Control Ordinance Chapter Four of the Municipal Code of the City of Indianapolis, Indiana. The standards and regulations noted in Chapter Four of the Municipal Code of the City of Indianapolis for the emission of smoke, particulate matter, or noxious or toxic gases, (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).~~
2. Vibration. ~~No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.~~
3. Odor. ~~No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.~~
4. Noise. ~~No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.~~
5. Glare and heat. ~~No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.~~

6. *Fire and explosive hazards.* The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association. The standards prescribed by the National Fire Protection Association for the storage, utilization or manufacture of all products or material (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
7. *Discharge of waste matter and storm drainage.* No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the ~~Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Indiana Department of Environmental Management~~ the Stream Pollution Control Board of the State of Indiana; or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.

Prior to ~~i~~Improvement ~~l~~Location ~~p~~Permit issuance for any industrial use:

- a. plans and specifications for proposed sewage disposal facilities ~~therefore (unless a connection is being made to a public sewer);~~ and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from:
 - (1) Construction of public facilities - the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of Indiana Department of Environmental Management and the Health and Hospital Corporation of Marion County, Indiana City of Indianapolis, Division of Permits; or,
 - (2) Private sewage disposal systems - the Indiana State Board of Health and the Health and Hospital Corporation of Marion County, Indiana;
- b. written approval of proposed connection to a public sewer shall be obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana~~ City of Indianapolis, Division of Permits; and,
- c. plans and specifications for proposed storm drainage facilities shall be submitted to and written approval obtained from the ~~Board of Sanitary Commissioners of Indianapolis, Indiana and/or a registered engineer~~ City of Indianapolis, Division of Permits.

Sec 2.8a I-5-U Heavy industrial (outside storage) district regulations

~~Statement of purpose: Note: This district is designed for certain heavy industrial uses requiring outside operations and storage area within the central city, which are typically characterized by certain appearance factors, requiring buffering by sufficient area and adequate screening to minimize any detrimental or unsightly aspects. The development standards and performance standards reflect the recognition of these problems. This district shall be removed as far as possible from residential areas and buffered by intervening lighter industrial districts.~~

~~A. Permitted I-5-U Uses~~

~~The following uses shall be permitted in the I-5-U District. All uses in the I-5-U District shall conform to the I-5-U Development Standards (section 2.08a, B hereof) and I-5-U Performance Standards (section 2.08a, C hereof).~~

- ~~1. Scrap metal, junk or salvage storage, open or enclosed, including auto wrecking, or similar uses.~~
- ~~2. Concrete mixing; production of concrete blocks and shapes, cinder blocks and other similar building materials manufacture.~~
- ~~3. Lumber yards.~~
- ~~4. Any similar use requiring outside storage.~~
- ~~5. Any use permitted in the I-4-U District. Provided, however, additional I-4-U uses of section 2.08, A(2) shall be permitted in the I-5-U District by Special Exception only.~~

~~B. I-5-U Development standards~~

- ~~1. Use outside operations and storage area limitation. In no case shall the total area of outside operations and storage exceed ninety (90) percent of the total lot area.~~

2. Required front yard, minimum setback—A front yard, having at least fifty-five (55) feet width of frontage on a public street and having a minimum depth in accordance with the following setback requirements, shall be provided along the street right-of-way line.
No part of any structure (excluding eave or cornice overhang not exceeding four (4) feet or a canopy at an entrance) or outside storage operations shall be built or located closer to the centerline of the right-of-way of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:

(1) Expressway:	One hundred twenty (120) feet
(2) Primary thoroughfare	One hundred five (105) feet
(3) Secondary thoroughfare	Ninety-five (95) feet
(4) or closer to the right-of-way line of all other streets (including but not limited to collector streets, local streets, cul-de-sacs and marginal access streets) than:	Twenty (20) feet

 No part of any structure or outside storage operations shall be built or located closer to the right-of-way line of a street or highway designated as a Federal Interstate Route than sixty (60) feet, except:
 - (1) Front roads immediately paralleling Federal Interstate Routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of twenty (20) feet from the right-of-way line of such front road, unless such road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.
 - (2) If side or rear lot lines, coincide with a Federal Interstate Route, right-of-way line, the required minimum side or rear setback for this district shall apply.
3. Required corner side yard, minimum setback—In any case where the side lot line abuts a street right-of-way line, there shall be provided a corner side yard in which the setback of any structure or outside storage shall comply with the MINIMUM FRONT SETBACK requirements of section 2.08a, B 2.
4. Required side yards yards, minimum, side setback—A side setback of not less than twenty (20) feet in depth shall be provided along each side lot line.
Provided, however, if the side lot line abuts a railroad operating right-of-way, the building shall be permitted to abut the railroad operating right-of-way.
5. Required rear yard, minimum minimum setback—A rear yard and setback of not less than twenty (20) feet in depth shall be provided along the rear lot line.
Provided, however, if the rear lot line abuts a railroad operating right-of-way, the building shall be permitted to abut the railroad operating right-of-way.
6. Screening and landscaping
 - a. Fencing The entire outside operation and storage area shall be enclosed with solid wall or fence, at least 6 feet in height and located at least 20 feet from all lot lines.
 - b. Buffer strip
A buffer planting strip, at least 20 feet in depth, shall be provided and maintained between the lot lines and the above required fencing, enclosing the entire outside operation and storage area. Such buffer planting strip shall include a compact hedge, row shrubbery or evergreen trees extending the full length of said required buffer strip. The hedge, shrubbery and trees shall be at least six (6) feet in height or of such additional height necessary to effectively screen from view (at every point along the lot lines) all materials stored and outside operations.
Any ground area between such hedge, shrubbery or row of trees and the lot lines shall be planted in grass, other suitable ground cover, and/or shrubbery, maintained in good condition, and kept free of litter.
7. Use of required yards—All required yards shall be planted with grass or landscaped with other suitable ground cover materials except:
 - a. Required front yards may include:
 - (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, directional signs and similar appurtenant uses.
 - (2) Access cuts and drives, provided they are not located within twenty (20) feet of a lot line.
 - b. Required side and rear yards may include:
 - (1) Pedestrian walks, driveways, entrance guard boxes, flag poles, directional signs and similar appurtenant uses.
 - (2) Off-street parking subject to the off-street parking regulations of section 2.09.

- (3) Access cuts and drives, provided they are not located within twenty (20) feet of a lot line.
8. Height restrictions — The maximum vertical height of buildings and structures shall be fifty (50) feet.
Height exceptions: The following exceptions to the above height regulations shall be permitted:
(a) Parapet walls not exceeding two (2) feet in height.
(b) Roof structures for the housing of elevators, water tanks, ventilating fans, sky lights, or similar equipment to operate and maintain the building.
(c) Chimneys, smokestacks, flag poles, radio and television antennas, and other similar structures.
(d) A monitor roof not exceeding twenty-five (25) percent of the total horizontal area of the roof.
The maximum vertical height of equipment and materials stored shall be twenty (20) feet.
Provided, however:
All said equipment and storage shall, at all times, be effectively screened by the fencing and buffer planting required by section 2.08a, B6 and the permitted height of such equipment and storage shall at all times be limited to a height so screened.
9. Signs: Signs and advertising devices shall comply with the sign regulations of section 2.10.
Provided, however, no sign or other identification or advertising device shall be located on or attached to the wall or fence required by section 2.08a, B6a.
10. Off-street parking Off-street parking facilities shall be provided in accordance with the off-street loading regulations of section 2.09.
11. Off-street loading Off-street loading facilities shall be provided in accordance with the off-street loading regulations of section 2.09.
- C. 1-5 U Performance standards
1. Smoke, particulate matter noxious materials — The emission of smoke, particulate matter, or noxious or toxic gases shall conform to the standards and regulations of the Air Pollution Control Ordinance of the City of Indianapolis, Indiana, as amended (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards and regulations are hereby incorporated by reference and made a part hereof).
2. Vibration No use shall cause earth vibrations or concussions beyond the lot lines, endangering the public health, safety or welfare, or causing injury to property.
3. Odor No use shall emit across the lot lines odorous matter in such quantities as to endanger the public health, safety or welfare, or cause injury to property.
4. Noise — No use shall emit sound beyond the lot lines in such a manner or intensity as to endanger the public health, safety or welfare, or cause injury to property.
5. Glare and heat — No use shall produce heat or glare of such intensity beyond the lot lines as to endanger the public health, safety or welfare, or cause injury to property.
6. Fire and explosive hazards — The storage, utilization or manufacture of all products or materials shall conform to the standards prescribed by the National Fire Protection Association (a copy of which is on file in the office of the Metropolitan Planning Department of Marion County, Indiana, and which standards are hereby incorporated by reference and made a part hereof). Such storage, utilization or manufacturing shall not produce a hazard or endanger the public health, safety or welfare.
7. Discharge of waste matter and storm drainage — No use shall accumulate or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; the Stream Pollution Control Board of the State of Indiana; or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.
Prior to improvement location permit issuance for any industrial use:
(a) plans and specifications for proposed sewage disposal facilities therefore (unless a connection is being made to a public sewer), and industrial waste treatment and disposal facilities shall be submitted to and written approval obtained from the Stream Pollution Control Board of the State of Indiana and the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana;
(b) written approval of proposed connection to a public sewer shall be obtained from the Board of Sanitary Commissioner of Indianapolis, Indiana; and

- (e) ~~plans and specifications for proposed drainage facilities shall be submitted to and written approval obtained from the Board of Sanitary Commissioners of Indianapolis, Indiana, and/or a registered engineer.~~

Sec. 2.0910 Off-street parking and loading regulations.

A. General provisions.

1. *Application of regulations.* The off-street parking and loading provision of this ~~e~~Ordinance shall apply as follows:

- a. Buildings, structures, uses hereafter established - exception permits previously issued. For all buildings and structures erected and all uses of land established after the effective date of this ~~e~~Ordinance, accessory parking and loading ~~facilities areas~~ shall be provided in accordance with the regulations of this ~~s~~Section. However, where ~~i~~Improvement ~~l~~Location and ~~b~~Building ~~p~~Permits have been issued prior to the effective date of this ~~e~~Ordinance, and provided that construction is begun within six (6) months of such effective date and diligently prosecuted to completion; (but ~~said time period~~ not to exceed two (2) years after the issuance of said ~~b~~Building ~~p~~Permit), parking and loading ~~facilities spaces~~ in the amounts required for issuance of said permits may be provided in lieu of and different amounts required by the off-street parking and loading regulations of this ~~e~~Ordinance.

- b. Buildings, structures, uses existing or hereafter established - increased intensity of use. When the intensity of use of any legally established building, structure or premises (existing on the effective date of this ~~e~~Ordinance or hereafter established) ~~shall be is~~ increased (~~through addition of resulting in a net increase of~~ gross floor areas or any other unit of measurement specified herein for determining required parking or loading facilities spaces), parking spaces and loading facilities spaces as required herein shall be provided for such increase in intensity of use.

However, no building or structure lawfully erected, or use lawfully established, prior to the effective date of this ~~e~~Ordinance shall be required to provide such additional parking spaces or loading facilities spaces, unless and until the aggregate increase in any units of measurements specified herein for determining required parking spaces or loading spaces causes an increase in the required number of parking spaces or loading spaces that shall equals not less than fifteen percent (15%) or more of the number of parking spaces or loading spaces existing on the effective date of this Ordinance, in which event parking spaces and loading facilities spaces as required herein shall be provided for the total increase.

- c. Change of use. Whenever the type of use of a building, structure or premises ~~shall is~~ hereafter be changed to a new type of use permitted by this ~~e~~Ordinance, parking spaces and loading facilities spaces shall be provided as required for such new type of use, subject to the exception noted in Section 2.10, A, 1, b.
2. *Existing parking areas or loading facilities areas.* Required ~~A~~accessory off-street parking areas or loading facilities areas in existence on the effective date of this ~~e~~Ordinance shall not hereafter be reduced below, or if already less than, shall not be further reduced below, the requirement for such use as would be required for said use as a new use of a building, or use structure or premises under the provisions of this ~~e~~Ordinance.
3. *New or expanded parking areas or loading facilities areas.* Nothing in this ~~e~~Ordinance shall ~~be deemed to~~ prevent the establishment of, or expansion of the amount of, off-street parking areas or loading facilities areas to serve any existing use of land or buildings, provided that all regulations herein governing the location, design, landscaping, construction and operation of such areas facilities shall be adhered to.
4. *Damage or destruction.* For any non-conforming uses and structures or buildings or use which is are hereafter damaged or partially destroyed by fire or other naturally occurring disaster, provided the damage or destruction does not exceeding two-thirds (2/3) of the gross floor area of the building, structure or facilities affected, and which is reconstructed, off-street parking and loading facilities spaces equivalent to those maintained at the time of

such damage or partial destruction shall be restored and continued in operation. However, in no case shall it be necessary to restore or maintain parking or loading facilities spaces in excess of those required by this Ordinance for equivalent new use or construction.

5. Control of off-site parking facilities areas. In cases where accessory parking facilities areas are permitted on land other than the lot on which the building or use served is located, such facilities areas shall be in the same possession control as the lot occupied by the building or use to which the parking facilities areas are accessory.
6. Submission of plot site plan. Any application for an iImprovement iLocation pPermit shall include therewith a plot site plan -- drawn to scale and fully dimensioned -- ~~showing:~~ complying with all requirements of the Improvement Location Permit Ordinance, 68-AO-11, as amended.
 - a. ~~parking or loading facilities to be provided in compliance with this ordinance.~~
 - b. ~~method of draining surface and storm waters, and~~
 - c. ~~location and design of driveways and/or loading areas.~~

Said site plan shall further demonstrate compliance with all applicable standards of this Ordinance.

7. Computation. In determining the minimum required number of off-street parking spaces or loading berths spaces, if the unit of measurement (number of persons per square foot area, etc.) is any fraction of the unit specified in relation to the number of parking spaces to be provided, said fraction shall be considered as being the next unit and shall be counted as requiring one space or berth. when a computation of required parking spaces or loading spaces results in a fraction of one-half (1/2) or greater, the number of required parking spaces or loading spaces shall be rounded up to the next whole number.
 8. Collective parking areas ~~Off-street parking facilities for separate uses may be provided collectively if the total number of spaces so provided is not less than the sum of the separate requirements for each such use, and provided that all regulations governing location of accessory parking spaces, in relation to the use served are adhered to.~~
- B. Off-street parking regulations. Off-street parking facilities areas for motor vehicles shall be provided for all uses in the Industrial Districts in accordance with the following regulations, in addition to the requirements of sSection 2.0910, A.

1. Common or combined off-street accessory parking areas. Common or combined off-street accessory parking areas for separate uses may be provided to serve two or more primary buildings or uses, provided the total number of spaces so provided is not less than the sum of the separate requirements for each such use, and provided that all regulations governing location of accessory parking areas, in relation to the use served are adhered to.
2. Minimum parking lot and parking spaces dimensions.
 - a. The interior access drives, interior access driveways, drives, driveways, entrances, exits, aisles, bays and traffic circulation for parking lots shall be designed and constructed at not less than the recommended specifications contained in Architectural Graphic Standards, Eighth Edition, Ramsey/Sleeper, John Wiley and Sons, Inc., New York, New York. The recommended specifications noted in Architectural Graphic Standards for access drives, interior access driveways, drives, driveways, entrances, aisles, bays and traffic circulation for parking lots are hereby incorporated into this Ordinance by reference and made a part hereof; except that minimum parking space (or stall) dimensions shall be provided as set forth below.
 - b. Each off-street parking space shall have, regardless of angle of parking, a usable parking space dimension measuring not less than nine (9) feet in width (measured perpendicularly from the sides of the parking space) and not less than eighteen (18) feet in length.

Exception:

All parking spaces reserved for the use of physically handicapped persons shall have a usable parking space dimension measuring not less than thirteen (13) feet in width (measured perpendicularly from the side of the parking space) and not less than twenty (20) feet in length (see also Section 2.10, B, 10, Required Parking Spaces for the Disabled).

1. Minimum parking space dimensions—A required off-street parking space shall be at least nine (9) feet in width and at least twenty (20) feet in length, exclusive of access drives or aisles, ramps, columns, or office or work areas.

3. Access to and from parking areas.

- a. Each off-street parking space shall open directly upon an aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such parking space.
- b. All off-street parking areas shall be designed with appropriate means of vehicular access to a street or alley in such a manner as to minimize interference with traffic movement and to provide safe and efficient means of vehicular access. Off-street parking areas shall be designed and located so that vehicles shall not back from or into a public street or adjoining property, unless the lot and the adjoining property are located within the same industrial park and such maneuverability areas are subject to a recorded easement agreement allowing such maneuverability.

2. Access to and from parking areas

- a. ~~Each required off-street parking space shall open directly upon an aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such parking space.~~
- b. ~~All off-street parking facilities shall be designed with appropriate means of vehicular access to a street or alley in such a manner as to minimize interference with traffic movement.~~
- c. ~~No driveway extending into the street right-of-way (between the lot line and street pavement) shall exceed a width of twenty-five (25) feet. Provided, however, two driveways, not exceeding twenty-five (25) feet in width each, may constitute a single entrance exit.~~
- d. ~~In any Industrial "S" district, each industrial use which is so located that it fronts upon and provides access to a parkway, secondary or primary thoroughfare, or expressway, shall provide a frontage lane paralleling and adjoining the improved part of the right-of-way and at least eleven (11) feet in width for right turn traffic entering the lot except, however, that uses located on the left hand side of a one-way street shall provide a left turn lane. The access point(s) shall be located so the frontage lane shall be a minimum of one hundred (100) feet in length, exclusive of the entrance way. Provided, however, if the lot frontage is too small to provide such one hundred (100) feet of frontage lane, the entrance shall be so located that the frontage lane shall extend the entire width of the lot (except for the side yard twenty (20) foot setback requirement of section 2.01, B, 7; 2.02, B, 7; 2.03, B, 7; and 2.04, B, 7; for access drives in the case of lots abutting a residential district), except when regulated by section 2.09, B 2, e.~~
- e. ~~Off-street parking and loading entrances shall be located a minimum distance of fifty (50) feet from the nearest point of two intersecting street right-of-way lines. Such access cuts shall further conform to all requirements of traffic engineering departments having jurisdiction thereof.~~

- c. Plans and specifications for: 1) the width of access drives; 2) location of access drives from the nearest point of two intersecting street rights-of-way; and, 3) the design and location of frontage lanes and passing blisters, shall be submitted to, and written approval obtained from, the City of Indianapolis, Division of Permits or the traffic engineering department having jurisdiction thereof. Such plans and specifications shall comply with the applicable standards and regulations of said Division/department.

4. Use of parking areas.

- a. The parking area shall not be used for the storage, display, advertisement, sale, repair, dismantling or wrecking of any vehicle, equipment or material. The parking area shall not be used for the storage of any inoperable vehicles.
- b. Buildings or structures for guards, attendants or watchmen shall be permitted; however, any such structure shall not occupy a required off-street parking space(s) and shall comply with all setback requirements for parking areas.
- c. Loading spaces, as required in Section 2.10, shall not constitute a required off-street parking space; nor shall any off-street parking area be used as a loading space or area.

3.

5. Location and setback.

- a. All parking spaces required to serve buildings or uses erected or established after the effective date of this Ordinance shall be located on the same lot as the building or use served. Buildings or uses existing on the effective date of this Ordinance which are subsequently altered or enlarged so as to require the provision of additional parking spaces under the requirements of this Ordinance may be served by parking facilities spaces located on land other than the lot on which the building or use served is located, provided such facilities spaces are within five hundred (500) feet of a lot line of the use served. (See control of off-site parking facilities areas, sSection 2.0910, A.5 hereof.)
- b. Front yards: Off-street parking may be located in minimum required front yards of I-1-S, I-2-S, I-3-S and I-4-S Districts, provided the total parking area does not occupy more than ten percent (10%) of the total area of the minimum required front yard. In any Industrial District, off-street parking may be located in front of the building provided the parking area is located between the required front building setback line and the building.
- c. Side and Rear Yards: Off-street parking may be located in required side and rear yards, provided it does not extend within twenty (20) feet of any lot line abutting a residential district.

6. Surface of parking area.

- a. Off-street parking areas may be open to the sky, covered, or enclosed in a building. In any instance where a building is constructed or used for parking, it shall be treated as any other building or structure and subject to all use and development standards requirements of the applicable Industrial District in addition to the requirements contained herein.
- b. All off-street parking areas, and the access to and from such areas, shall be hardsurfaced to adequately provide a durable and dust-free surface. A gravel surface may be used for a period not exceeding one (1) year after the commencement of the use for which the parking area is provided, where ground or weather conditions are not immediately suitable for permanent surfacing as specified above.
- c. The parking area(s), where abutting a required landscaped yard or area, shall be designed and constructed in such a manner that no part of any parked vehicle shall extend beyond the boundary of the established parking area into any minimum required landscaped yard or area or onto adjoining property.

7. Lighting of parking area.

- a. When parking areas are illuminated, the lighting equipment shall provide good visibility with a minimum of direct glare.
- b. In applying exterior lighting, equipment shall be of an appropriate type and be so located, shielded and directed that the distribution of light is confined to the area to be lighted.
- c. Objectionable light on to adjacent properties and streets shall be avoided to prevent direct glare or disability glare.

- d. Lighting levels for outdoor parking areas shall meet the following minimum average maintained horizontal footcandle (as specified in Architectural Graphics Standards, Eighth Edition, Ramsey/Sleeper John Wiley and Sons, Inc., New York, New York). The minimum average maintained horizontal footcandle specified in Architectural Graphics Standards for lighting levels for outdoor parking areas are hereby incorporated into this Ordinance by reference and made a part hereof.

4. Screening and landscaping

- 8. Landscaping. The ground area between the required off-street parking area setback and any lot line abutting a residential Protected dDistrict shall be screened and landscaped in accordance with the requirements of sSection 2.0411, B-6 E.

5. Use of parking area

- a. ~~The parking areas shall not be used for the storage, display, advertisements, sale, repair, dismantling or wrecking of any vehicle, equipment, or materials, and shall be for the sole use of the occupants and visitors of the premises.~~
- b. ~~The required parking area shall not be used for the storage of any commercial vehicles.~~
- c. ~~Buildings or structures shall be permitted for shelters for guards, attendants or watchmen; however, any such structure shall not occupy required off-street parking space.~~
- d. ~~Loading and unloading spaces and maneuvering area as required in section 2.09, C, shall not constitute required off-street parking space; nor shall off-street parking area be used for off-street loading purposes.~~

6. Surface of parking area

- a. ~~Open and enclosed parking spaces: Off-street parking spaces may be open to the sky, covered or enclosed in a building. In any instance where a building is constructed or used for parking, it shall be treated as any major structure and subject to all requirements thereof.~~
- b. ~~All open off-street parking areas shall be paved with concrete or improved with a compacted macadam base, and surfaced with an asphaltic pavement to adequately provide a durable and dust-free surface which shall be maintained in good condition and free of weeds, dirt, trash and debris, except that:~~
 - (1) ~~A gravel surface may be used for a period not exceeding (1) year after the parking area is opened for use where ground conditions are not immediately suitable for permanent surfacing as specified above.~~
 - (2) ~~A gravel surface in the area of storage or handling may used permanently in association with industries that handle liquids or chemicals which create a potential hazard if containment should be lost and where absorption into the ground through a loose surface material would eliminate or alleviate such hazard.~~
- c. ~~The surface shall be graded and drained in such a manner that there will be no free flow of water onto either adjacent properties or public sidewalks.~~
- d. ~~The parking area(s) shall be line or designated where abutting a required yard that no part of the parked vehicles shall extend beyond the boundary of the established parking area into any minimum required yard or into adjoining property.~~
- e. ~~When lighting facilities are used to illuminate the parking area(s) they shall be so located, shielded, and directed upon the parking area that they do not create or reflect onto adjacent properties or interfere with street traffic. In no instance shall bare incandescent bulbs be used for such illumination.~~

9. Number of parking spaces required.

7. Amount

- a. All uses permitted in the I-1-S, I-2-S, I-3-S, and I-4-S and I-5-S DISTRICTS Districts shall provide a minimum of one (1) parking space for each one and one-half (1 1/2) persons on the premises, computed on the basis of the greatest estimated number of persons at any one period during the day or night.
- b. All uses permitted in the I-1-U, I-2-U, I-3-U, and I-4-U and I-5-U DISTRICTS Districts shall provide a minimum of one (1) parking space for each two (2) persons on the premises, computed on the basis of the greatest estimated number of persons at any one period during the day or night.

10. Required parking spaces for the disabled.

Every parking area available to the public shall have parking spaces reserved for the use of the physically handicapped persons, as defined in Section 2.13, according to the following schedule:

<u>Total Required Number of Parking Spaces</u>	<u>Minimum Number Of Reserved Spaces</u>
<u>0 to 25</u>	<u>1</u>
<u>26 to 50</u>	<u>2</u>
<u>51 to 75</u>	<u>3</u>
<u>76 to 100</u>	<u>4</u>
<u>101 to 150</u>	<u>5</u>
<u>151 to 200</u>	<u>6</u>
<u>201 to 300</u>	<u>7</u>
<u>301 to 400</u>	<u>8</u>
<u>401 to 500</u>	<u>9</u>
<u>501 to 1000</u>	<u>Two percent (2%) of the total number of parking spaces.</u>
<u>1001 and over</u>	<u>Twenty (20), plus one (1) for each one hundred (100) spaces over one thousand (1000).</u>

C. Off-street loading regulations. Off-street loading facilities areas accessory to uses in the Industrial Districts shall be provided and maintained in accordance with the following regulations, in addition to the requirements of sSection 2.0910, A.

1. Minimum area

1. Minimum loading space dimensions.

- a. A required off-street loading berth space shall be at least twelve (12) feet in width by at least fifty-five (55) feet in length, exclusive of aisle and maneuvering space, and shall have a vertical clearance of at least fifteen (15) feet.
- b. The interior access drives, interior access driveways, driveways, aisles, loading spaces and vehicular circulation and maneuvering for loading areas shall be designed and constructed at not less than the recommended specifications contained in Architectural Graphic Standards, Eighth Edition, Ramsey/Sleeper, John Wiley and Sons, Inc., New York, New York. The recommended specifications noted in Architectural Graphic Standards for interior access drives, interior access driveways, driveways, aisles, loading spaces and vehicular circulation and maneuvering for loading areas are hereby incorporated into this Ordinance by reference and made a part hereof.

2. Access to and from off-street loading area.

- a. Each required off-street loading space shall open directly upon an hardsurfaced aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such loading space.
- b. All off-street loading facilities areas shall be designed with appropriate means of vehicular access to a street or alley in such a manner as to minimize interference with traffic movement and to provide safe and efficient means of vehicular access.
- c. ~~No driveway extending into the street right of way (between the lot line and street pavement) shall exceed a width of twenty-five (25) feet. Provided, however, two driveways not exceeding twenty-five (25) feet in width each, may constitute a single entrance exit.~~
- d. ~~In any industrial "S" district, each industrial use which is so located that it fronts upon and provides access to a parkway, secondary or primary thoroughfare, or expressway, shall provide a frontage lane paralleling and adjoining the improved part of the~~

right-of-way and at least eleven (11) feet in width for right turn traffic entering the lot except, however, that uses located on the left hand side of a one-way street shall provide a left turn lane. The access point(s) shall be located so that the frontage land shall be a minimum of one hundred (100) feet in length, exclusive of the entrance way. Provided, however, if the lot frontage is too small to provide such one hundred (100) feet of frontage lane, the entrance shall be so located that the frontage lane shall extend the entire width of the lot (except for the side yard twenty (20) foot setback requirement of sections 2.01 B 7; 2.02, B 7; 2.03, B 7 and 2.04, B 7; for access drives in the case of lots abutting a residential district) except when regulated by section 2.09, B 2, e.

- e. Off-street loading entrances shall be located a minimum distance of fifty (50) feet from the nearest point of two intersecting street right-of-way lines. Such access cuts shall further conform to all requirements or traffic engineering departments having jurisdiction thereof.

- c. Plans and specifications for: 1) the width of access drives; 2) location of access drives from the nearest point of two intersecting street rights-of-way; and, 3) the design and location of frontage lanes and passing blisters, shall be submitted to, and written approval obtained from, the City of Indianapolis, Division of Permits or the traffic engineering department having jurisdiction thereof. Such plans and specifications shall comply with the applicable standards and regulations of said Division/department.

3. Location and setback.

- a. All required loading berths spaces shall be located on the same lot as the use served, and shall be so designed and located that trucks shall not back from or into a public street, or onto adjoining property unless the lot and the adjoining property are located within the same industrial park and such maneuverability areas are subject to a recorded easement agreement allowing such maneuverability.
 - b. No open loading berth area or loading space shall be located in a minimum required front yard, minimum required front transitional yard or the area between the front lot line and the front line of the principal primary building.
 - c. No loading berth area or loading space shall be located in a minimum required side or rear transitional yard.
4. Screening. All motor vehicle loading berths spaces on any lot abutting a residential Protected dDistrict or separated by an alley public right-of-way from a residential Protected dDistrict shall be enclosed within a building or screened and landscaped in addition to the Industrial District's accordance with the industrial district's regulations for screening and landscaping transitional yards. Such screening and landscaping shall be installed as required in Section 2.11, E.
5. Use of loading area. Space allotted to off-street loading berths areas and maneuvering area shall not be used to satisfy the off-street parking space requirements.

6. Surface of loading area.

- a. Open and Enclosed Loading Areas: Off-street loading berths areas may be open to the sky, covered or enclosed in a building. In any instance where a building is constructed or used for loading, it shall be treated as any other major structure and shall be subject to all use and development standards of the applicable Industrial District in addition the requirements contained thereof herein.
- b. All open off-street loading areas shall be paved with concrete, or improved with a compacted macadam base, and surfaced with an asphaltic surface hardsurfaced to adequately provide a durable and dust-free surface which shall be maintained in good condition and free of weeds, dirt, trash and debris, except that:
 - (1) A gravel surface may be used for a temporary period not exceeding one (1) year after the loading area is opened for use commencement of the use for which the loading area is provided, where ground and weather conditions are not immediately suitable for permanent surfacing as specified above.

- (2) A gravel surface in the area of storage or handling may be used permanently in association with industries that handle liquids or chemicals which create a potential hazard if containment should be lost and where absorption into the ground through a loose surface material would eliminate or alleviate such hazard.
- c. The surface shall be graded, constructed and drained in such a manner that there will be no detrimental flow of water onto adjacent properties or public sidewalks.
7. Lighting of loading area. ~~d. When lighting facilities are used to illuminate a loading area is illuminated, they the lighting equipment shall be so located, shielded, and directed upon the loading area that they do not create glare or reflect onto adjacent properties or interfere with street traffic, so that the lighting distribution is confined to the area to be lighted. Objectionable light onto adjacent properties and streets shall be avoided to prevent direct glare or disability glare.~~
7. AMOUNT —
8. Required loading spaces. Off-street loading facilities spaces shall be provided and maintained in accordance with the following minimum requirements for all ~~i~~Industrial Districts.

Gross Floor Area of Building (Square Feet)	Required Number of Loading Berths <u>Spaces</u>
1 - 40,000	1
40,001 - 100,000	2
100,001 - 200,000	3

For each additional 200,000 square feet of gross floor area or fraction thereof, one (1) additional loading berth space shall be provided.

Sec. 2.10 Sign regulations:

Amended by 71-AO-4 SIGN REGULATIONS of Marion County, Indiana:

Sec 2.11 Special exceptions and special regulations:

A. Special exceptions

1. ~~Special exceptions—granted by metropolitan board~~

~~The Metropolitan Board of Zoning Appeals of Marion County, Indiana, is hereby authorized to grant and permit Special Exceptions to the Industrial District's standard terms, regulations and requirements, as specified in this ordinance, and issue Special Exception permits therefore.~~

a. ~~Such special exception and permit shall be granted (following application filed with the Secretary of said Board by the landowner petitioner, not to owners of adjoining parcels of land and public hearing by said Board — all in accordance with the Rules of Procedure of the Metropolitan Board of Zoning Appeals) only upon the metropolitan board's determination that:~~

- ~~(1) The grant will not be injurious to the public health, safety, convenience or general welfare.~~
- ~~(2) The grant will not injure or adversely affect the adjacent area of property values therein.~~
- ~~(3) The grant will be in harmony with the character of the district and land use authorized therein.~~

b. ~~The grant of such Special Exception and Permit shall be conditioned upon the following requirements:~~

- ~~(1) The proposed use shall conform to all performance standards of the applicable Industrial District.~~
- ~~(2) The proposed use shall conform to all development standards of the applicable Industrial District, except as specifically modified by the grant of Special Exception and Permit.~~
- ~~(3) The proposed use shall conform to all other applicable requirements of this ordinance and all restrictions and conditions attached to the grant of Special Exception and Permit by said Board (in case of conflict, the more restrictive standards or requirements to control). All restrictions or conditions attached to the grant of any Special Exception and Permit by the Metropolitan Board of Zoning Appeals shall be limited by Standards (1), (2), and (3) of paragraph a. above and shall be imposed by said Board to ensure compliance with said standards.~~

2. ~~Unclassified industrial use automatically classified i-4-s and i-4-u and permitted in i-4-s and i-4-u by special exception~~
~~Any use industrial in nature which is not classified as a permitted use in any industrial District or which cannot comply with the required standards of any Industrial District shall be automatically classified as an I-4-S and I-4-U use, permitted in I-4-S and I-4-U Districts by Special Exception Permit only granted by the Metropolitan Board of Zoning Appeals to ensure compliance with the standards of section 2.11, A-1.~~
3. ~~Classified industrial uses may be permitted in higher industrial districts by special exception~~
~~Any industrial use specified as a permitted use in an I-3-S, I-4-S, I-3-U or I-4-U District may be permitted in any higher Industrial District by SPECIAL EXCEPTION PERMIT (granted by the Metropolitan Board of Zoning Appeals in accordance with Section 2.11, A-1) and subject to and additional conditions and restrictions deemed necessary by the Metropolitan Board of Zoning Appeals to ensure compliance with the standards of section 2.11, A-1, provided:~~
 - a. ~~The petitioner shall present adequate evidence that the proposed use will conform to all development and performance standards of such higher Industrial District.~~
 - b. ~~All development and use shall be in accordance with the requirements of the higher Industrial Zoning District and all conditions and restrictions attached to the grant of Special Exception Permit by said Board.~~
4. ~~Industrial parks may be permitted in any industrial district by special exception~~
~~An "Industrial Park" shall be defined as a planned Industrial subdivision comprising a single parcel of land, having not less than four hundred (400) feet of continuous frontage on a public street and developed according to a general overall plan to provide serviced sites for uses permitted in the applicable Industrial Zoning District including manufacturing, processing, assembly plants, distribution, wholesalers, warehouses and/or related industrial uses and accessory facilities therefore; and commercial, professional and public and semi-public uses as provided for in Section 2.11, A-5.~~
~~An "Industrial Park" as so defined in this ordinance, shall be permitted in any Industrial District by special exception permit (granted by the Metropolitan Board of Zoning Appeals in accordance with section 2.11, A-1) provided:~~
 - a. ~~All development standards and performance standards of the Industrial District shall be met, except as specifically modified by the grant of special exception permit. (The specific exceptions shall be stated on the application for special exception permit and indicated on the site plan for the proposed Industrial Park.)~~
 - b. ~~The petitioner shall submit with the application for special exception permit (filed with the Secretary of the Metropolitan Board of Zoning Appeals) a general site plan of the proposed Industrial Park. The site plan shall be a scaled drawing of the development plan of the Industrial Park, and shall have indicated (on the plan or in written reference) exceptions or deviation, as follows (from the standard regulations and requirements of the Industrial Zoning District or Districts comprising said Industrial Park):~~
~~Exceptions, which may be authorized by grant of Special Exception Permit for An Industrial _____~~
 - (1) ~~Front setback and frontage on public street _____ Sites for uses within the Industrial Park may front upon and be serviced by private interior access roads, provided:~~
 - a. ~~Each such site shall have front yard and setback (from the interior access road) of adequate depth in relation to building height, width and area; and~~
 - b. ~~the Industrial Park shall have at least four hundred (400) feet of frontage on a public street and that a front yard and setback (in accordance with the Industrial Zoning District's standard requirements) shall be provided along all public streets abutting the periphery of the Industrial Park.~~
 - (2) ~~Side yard and setback~~
~~The total of the required side yards and setbacks may be provided entirely on one side or divided in any proportion between the two sides; provided, however, that the sides of any two buildings shall be separated by a minimum of twenty (20) feet unless abutting.~~
 - (3) ~~Deceleration lane~~
~~No deceleration lane shall be required within the Industrial Park provided the street or private interior access roads are of sufficient width and number of lanes that continuous movement of through traffic is not impeded.~~
 - c. ~~All development and use of the area included in the Industrial Park shall be in accordance with all requirements of the applicable Industrial Zoning Districts, as modified by the grant of Special Exception Permit, conditions thereof and site plan~~

therefore (as approved and granted by the Metropolitan Board of Zoning Appeals in accordance with section 2.11, A 1). Such conditions and site plan shall be a part of and incorporated in the grant of Special Exception Permit by said Board.

d. Said Industrial Park shall be so designed:

- (1) That all special treatment and handling of street patterns, and arrangements of grouping of buildings, off street parking and loading, accessory uses, etc., shall result in a superior land development scheme which accomplishes the objectives and carries out the spirit of the applicable comprehensive plan and zoning ordinance;
- (2) To create and maintain desirable, efficient and economical use of land with high aesthetic value, attractiveness and compatibility of land use;
- (3) To permit reasonable deviation from standard zoning district requirements where necessary due to special size or shape of site(s) or character of condition of topography and terrain or other special conditions;
- (4) To permit adequate private interior access roads to serve industrial sites and uses within such Industrial Park;
- (5) To provide sufficient and adequate access, parking and loading areas for all uses and structures therein;
- (6) To provide adequate traffic control and street plan integration with existing and planned streets;
- (7) To provide adequate sanitation, drainage and public utilities servicing the Industrial Park; and
- (8) To allocate adequate site for all uses proposed — the design, character, grade, location, and orientation thereof to be appropriate for the uses proposed, logically related to existing and proposed topographical and other conditions, and consistent with the Comprehensive Plan of Marion County, Indiana.

5. Commercial sales and services, professional, public and semi-public uses may be permitted in any industrial district by special exception

Commercial sales and services, offices, retail, wholesale, and discount establishments, professional and public or semi-public uses shall be permitted in any Industrial District by Special Exception Permit, (granted by the Metropolitan Board of Zoning Appeals in accordance with section 2.11, A 1) and subject to any additional conditions and restrictions deemed necessary by the Metropolitan Board of Zoning Appeals to ensure compliance with the standards of section 2.11, A 1, provided:

- a. The proposed use is provided primarily for service to industrial uses within the Industrial District and to employees, guests and visitors to such industrial uses.
- b. The proposed use shall conform to all development and performance standards of the applicable Industrial District — except that adequate off-street parking shall be provided for such non-industrial use.
- c. The petitioner shall submit with the application for special exception permit (filed with the Secretary of the Metropolitan Board of Zoning Appeals) a complete general layout and elevation set of building plans, a land use area map and site plan to scale. The site plan shall indicate:
 - (1) Primary building and accessory building(s)
 - (2) Off-street parking layouts.
 - (3) Vehicular entrances and exits and turn-off lanes.
 - (4) Setbacks.
 - (5) Landscaping screens, walls, fences.
 - (6) Sewage disposal facilities.
 - (7) Storm drainage facilities.
 - (8) Other utilities if above ground facilities are needed.

6. Storage utilization, manufacture of explosives — may be permitted in any industrial district by special exception

The storage, utilization and/or manufacture of materials intended for detonation (explosives) shall be permitted in any Industrial District by SPECIAL EXCEPTION PERMIT only, (granted by the Metropolitan Board of Zoning Appeals in accordance with section 2.11, A 1), provided all development standards and performance standards of such District shall be met, and provided:

- a. The petitioner shall submit with the application for SPECIAL EXCEPTION PERMIT (filed with the Secretary of the Metropolitan Board of Zoning Appeals) a complete general layout and set of building elevation plans, a site plan and land use area map to scale (covering an area of 1,000 feet radius from the location of the proposed use).

- b. ~~The petitioner shall present adequate evidence that the proposed storage, utilization and/or manufacture of explosive materials shall not endanger life of property outside any property line of the proposed use. Such evidence and petitioner's site plan shall show all measures taken to provide a safe development.~~
- c. ~~In no case shall any lot line of such development be permitted within 500 feet of a residential or business district boundary.~~
- B. ~~Special regulations~~
- 1. ~~Heliports (permitted in any industrial district) — Landing pads and stations for helicopters and vertical take-off aircraft shall be subject to the following special requirements:~~
 - ~~Development standards~~
 - a. ~~Minimum heliport size shall be two hundred (200) feet by four hundred (400) feet.~~
 - b. ~~No heliport shall be located within two hundred (200) feet of a residential district.~~
 - c. ~~A clear zone (which no structure shall penetrate) shall be provided. Such clear zone shall be described by a projected imaginary surface, the base of which encompasses the landing area, extends upward and outward at a slope equal to one (1) foot of vertical elevation to eight (8) feet of horizontal distance, and extends to a vertical projection of the helicopter boundary.~~
 - d. ~~A clean landing surface shall be provided free of dust, loose gravel, and debris which may be blown about by the downwash of the helicopter's rotors.~~
 - e. ~~The landing area shall be well drained.~~
 - f. ~~If a roof top is used as a landing area, it shall be located on a building not more than four stories or fifty (50) feet high, and the same obstruction clearance as required under paragraph c. above shall apply.~~
 - g. ~~The minimum setbacks required by the zoning district in which the heliport is located shall apply to all structures and the landing area.~~
 - h. ~~A three (3) feet chain-link fence or other suitable barrier shall be erected at least seventy-five (75) feet from all landing surfaces.~~
- 2. ~~Radio facsimile, and television towers (permitted in I-2-S, I-3-S, I-4-S, I-2-U, I-3-S, and I-4-U districts) — Towers and antennas for the transmitting or receiving of electromagnetic emissions shall be subject to the following special requirements:~~
 - a. ~~There shall be no height limitation, except conformity with all requirements and limitations of the Airport District Ordinance of Marion County, Indiana.~~
 - b. ~~Setbacks from lot lines shall conform to the applicable requirements, regular and transitional, of the Industrial Zoning District, and~~
 - (1) ~~No part of the tower or antenna shall be located in any required front, side or rear yard.~~
 - (2) ~~Any guy anchorages shall be set back at least thirty (30) feet from any lot line.~~
- 3. ~~Motor truck terminals (permitted in I-4-S and I-4-U districts) — Motor truck terminals shall be subject to the regulations of the applicable I-3 or I-4 District, except that: The parking of trucks and/or trailers shall not be defined or construed as outside storage in computing permitted outside storage and operations within said districts.~~
- 4. ~~Modified setback provisions I-1-U, I-2-U, I-3-U AND I-4-U Districts~~
 - a. ~~New Construction — In any block in any I-1-U, I-2-U, I-3-U or I-4-U District, in which an existing front setback is established (by existing legally established industrial buildings) for more than twenty-five percent (25%) of the frontage of the block (or distance of four hundred (400) feet, whichever is lesser), the required setback for any new building shall be the average of such established setback and the required setback of the Industrial District.~~
 - b. ~~Expansion — The required setback in an I-1-U, I-2-U, I-3-U or I-4-U District, for any existing industrial building, (having a legally established front setback which is less than the required setback of the District) shall be modified to permit expansion of such building along its existing established front setback line — provided the lineal front footage of expansion does not exceed fifty percent (50%) of the lineal front footage of the original building.~~

Sec. 2.11 Special regulations

A. Minimum required front setback lines and front yards. Front setbacks, having a minimum depth in accordance with the following setback standards, shall be provided along all public and private street right-of-way lines, and the minimum required building setback lines shall be as follows:

1. No part of any building shall be built closer to the proposed right-of-way lines of the following streets than:

Thirty (30) feet from the proposed right-of-way or one hundred (100) feet from the center line, whichever is greater.

Expressway, Freeway, Primary Arterial, Parkway, Secondary Arterial: (as designated on the Official Thoroughfare Plan for Marion County, Indiana)

Fifty (50) feet ("S" Districts)
Twenty (20) feet ("U" Districts)
from the proposed right-of-way.

Collector Street, Local Street, Marginal Access Street (including Marginal Access Streets with a coinciding right-of-way boundary immediately paralleling either a Federal Interstate Highway route or any thoroughfare), Cul-de-Sac or any private street.

Subject to the following:

- a. Any required front transitional yard shall have a minimum depth in accordance with the "Required Transitional Yards, Minimum Setback" as set forth in the applicable Industrial District.
 - b. The required front yard and setback shall be located outside of and adjacent to the proposed right-of-way line of the street while paralleling and extending the full length of such right-of-way line, except when interrupted by driveway(s).
 - c. The uses of required front yards shall be those permitted in the provisions of the "Use of Required Yards" sections of the applicable Industrial Zoning District.
 - d. In the case where a proposed right-of-way line does not exist, as determined by the Official Thoroughfare Plan for Marion County, Indiana, or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.
2. No part of any structure, including parking areas, parking spaces, interior access drives, and interior access driveways, shall be built closer than twenty (20) feet to the right-of-way line of a federal interstate highway route.

B. Industrial park - plan requirements for improvement location permit issuance: Prior to Improvement Location Permit issuance for any building or structure within an industrial park, three copies of a conceptual site plan and landscape plan for the entire industrial park shall be on file with the Department of Metropolitan Development.

C. Street requirements:

1. Clear sight triangular area. The following provisions shall apply to all streets, whether public or private: All landscape plantings, structural barriers, shrubs, trees, structures or other objects, temporary or permanent, shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following. (See Section 2.13, Diagram F):
 - a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty-five (25) feet from the intersection of such street right-of-way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right-of-way lines and pavement edge lines extended; or,
 - b. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right-of-way, the street right-of-way line or pavement edge line, and the line connecting points twenty-five (25) feet from the intersection of such lines; or,

- c. On a lot which has a driveway, abuts an alley or which is next to a lot which has a driveway, the two clear sight triangular areas are formed by the street right-of-way line, both sides of either the alley right-of-way or of the surface edge of the driveway, and the line connecting points ten (10) feet from the intersection of the street right-of-way line and driveway or alley lines extended.

2. Requirements for public streets.

- a. All public streets shall be dedicated to the public, accepted for public maintenance by the Department of Capital Asset Management (DCAM), and improved and constructed in accordance with the standards required by the Indianapolis DCAM Standards for Street and Bridge Design and Construction, or as approved by the Director of the DCAM.
- b. The right-of-way of any streets within an industrial park which is indicated on the Official Thoroughfare Plan for Marion County, Indiana, or which has been required by zoning, variance, or platting commitment, condition or covenant to be developed as public streets, is to be constructed to specific standards based upon their proposed functional classification and shall be dedicated to the public, or the right-of-way thereof shall be reserved for the future.

3. Requirements for private streets, driveways, interior access driveways and interior access drives:

- a. All private streets, driveways, interior access driveways and interior access drives shall meet the minimum standards for construction, materials or use in construction, and design as specified by the "Standard Specifications", Indiana Department of Transportation (8-17-1-39), 1988 Edition, the Indiana Department of Transportation Supplemental Specifications, and the Indianapolis Department of Transportation (IDOT) Standards for Street and Bridge Design and Construction. In the event DCAM specifications conflict with the IDOT Standard Specifications, the most stringent specifications shall govern. The "Standard Specifications" of the IDOT are incorporated into this Ordinance by reference. Two copies of the "Standard Specifications" are on file and available for public inspection in the office of the Neighborhood and Development Services Division of the Department of Metropolitan Development.

Provided, however, that the standard specifications incorporated into this Ordinance shall be modified as follows:

Private interior streets, private interior access drives and private interior access driveways shall have a minimum width, including gutters, curbing, and off-street parallel parking spaces, if provided, of:

<u>One-way, no parking</u>	<u>twelve (12) feet</u>
<u>One-way, parallel parking on one side of the street only</u>	<u>twenty (20) feet</u>
<u>Two-way, no parking</u>	<u>twenty (20) feet</u>
<u>Two-way, parallel parking on one side of the street only</u>	<u>twenty-seven (27) feet</u>
<u>Two-way, parallel parking on both sides of the street</u>	<u>thirty-six (36) feet</u>

- b. Private streets, interior access drives and interior access driveways shall be privately maintained (not by governmental agencies) in good condition and free of chuckholes, standing water, weeds, dirt, trash and debris.
- c. Interior access drives and driveways shall be designed and maintained with sufficient width to provide for the passage of emergency vehicles at all times.
- d. Private streets, interior access drives and interior access driveways within any Industrial Zoning District may be used to provide ingress and egress to any other Industrial Zoning District and to any other zoning district having a less intense use, which would include all Protected Districts and all Commercial Districts.

D. Requirements for: temporary use structures or buildings; recycling containers or neighborhood collection points:

1. Temporary use structures or buildings: Temporary use structures shall be permitted in all Industrial Districts, under a temporary Improvement Location Permit issued by the Administrator subject to the temporary use requirements specified below:

- a. Temporary use structures or buildings shall comply with all setback requirements for a primary building on the site.

Exception: temporary construction trailers may be permitted within required front, side or rear yards, provided they do not encroach into any clear sight triangular areas.

- b. Any floodlights or other lighting shall be directed upon the premises and shall not be detrimental to adjacent properties.
- c. A temporary Improvement Location Permit for a temporary use structure shall be valid for a maximum of eighteen (18) months. An extension of time, not to exceed one hundred-eighty (180) days, may be granted by the Administrator for good cause shown. Said request for extension must be filed with the Administrator prior to the termination date of the temporary Improvement Location Permit.
- d. All structures, buildings, appurtenances, trash or debris associated with the temporary use structure shall be removed from the site immediately upon completion or cessation of the temporary use.

2. Requirements for recycling containers or neighborhood recycling collection points.

- a. Requirements For Neighborhood Recycling Collection Points.

Neighborhood recycling collection points shall be permitted in any Industrial District.

Household waste products permitted for collection at neighborhood recycling collection points, as defined in Section 2.13, shall include the following: aluminum cans, tin and metal cans, plastics, glass containers, paper products.

In addition to the materials listed above, other household scrap made of aluminum, brass, copper, or steel may also be collected at these facilities. However, all materials collected for delivery to the recycling facility shall be in amounts that allow delivery by vehicles which do not exceed a maximum load capacity of three-quarters of a ton in the I-1 and I-2 Industrial Districts. All deliveries that necessitate the use of vehicles in excess of this size shall be required to deliver the recyclable materials to a recycling station (as defined in Section 2.13). This restriction is intended to protect the community character of the I-1 and I-2 Industrial Districts.

In the I-1 and I-2 Districts, those collection points that utilize a trailer as its primary structure shall be limited to one trailer per site. The collection point shall be manned during all hours of operation. In addition to these requirements, the requirements for recycling containers (as specified in 2.11, D, 2, b below) shall also apply.

- b. Requirements for Recycling Containers. Recycling containers shall be permitted in any Industrial District. Recycling containers, as defined in Section 2.13, shall be subject to the following requirements:
 - (1) The use or structure shall not be located within any required yard or required transitional yard or within any street right-of-way and shall meet the minimum setback requirements of the district.
 - (2) When the structure is located the parking area of the primary use, the structure shall be located completely within a striped, off-street parking space(s) on the site and shall not be within a drive or maneuvering area.
 - (3) A minimum of three (3) off-street parking spaces shall be provided on site. These off-street parking spaces are in addition to the required parking provided for the primary use. A suitable maneuvering area for access and turning shall also be

provided as specified in Architectural Graphic Standards, Eighth Edition, Ramsey/Sleeper John Wiley and Sons, Inc., New York, New York.

- (4) All recyclable materials shall be stored within a recycling container and the surrounding lot areas shall be: i. maintained free of litter and debris; and, ii. cleaned/inspected on a daily basis.
- (5) The recycling containers shall be clearly marked to identify the type of material which may be deposited; and the name, address, and telephone number of the operator and the hours of operation, and shall display a notice state that no material shall be left outside the recycling containers.
- (6) The recycling containers shall be emptied or exchanged with a new container at or before the time the existing container becomes completely filled.
- (7) The recycling container shall not be located within one hundred (100) feet, measured in any direction, of a Dwelling District. The measurement shall be taken from the exterior of the container to the zoning boundary of the Dwelling district except when such container is separated from said Dwelling District by an intervening street (see Section 2.13, Diagram H).
- (8) Recycling containers shall be prohibited on lots of less than ten thousand (10,000) square feet in area.

E. Landscaping, screening and grounds maintenance. Subject to the allowed uses in required yards, landscaping, screening and grounds maintenance shall be provided and maintained, for all development in all Industrial Districts in accordance with the following regulations:

1. Landscaping and screening in required yards.

- a. All required yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation such as, trees and shrubs as specified in Section 2.11, E, 1, b, and c, and grasses or ground cover materials, planted or transplanted and maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets). Loose stone, rock or gravel may be used as a landscaping accent, but shall not exceed twenty percent (20%) of the area of the required yard in which it is used.

- b. Landscaping and screening of the required front yard shall be provided and maintained according to the following minimum standards:

- (1) Landscaping in the required front yard shall consist of trees planted in accordance with one of the two following alternatives:

- i. If deciduous shade (overstory) trees are used:

There shall be one (1) tree planted at a maximum of every forty (40) feet on center of linear distance along all required front yards.

These required trees may be grouped together in the required front yard, however, in no case shall spacing between the trees exceed eighty (80) feet (Refer to Section 2.13, Diagram G); or,

- ii. If deciduous ornamental (understory) trees are used:

There shall be one (1) tree planted at a maximum of every twenty-five (25) feet on center of linear distance along the required front yard.

These required trees may be grouped together in the required front yard, however, in no case shall spacing between the trees exceed fifty (50) feet. (Refer to Section 2.13, Diagram G)

Deciduous shade trees and deciduous ornamental trees may be grouped together in the required yards, however, in no case shall spacing between a deciduous shade tree and a deciduous ornamental tree exceed fifty (50) feet.

(2) Screening in the required front yard of the project may include:

- i. Wall or fence - an ornamental, decorative fence or masonry wall, up to a maximum height of ten (10) feet, may be used in conjunction with the required landscaping; or,
- ii. Berm - an earthen berm may be used in conjunction with the required landscaping. It shall be a maximum height of forty-two (42) inches, have a minimum crown width of two (2) feet, a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation (a retaining wall may be used on one side of the berm in lieu of a side slope, if desired); or,
- iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs may be used in conjunction with the required landscaping.

Provided, however, for all parking areas between the building line, as extended, and the street, there shall be provided and maintained along the front line of the parking area, a screen of a minimum height of thirty-six (36) inches along a minimum of seventy-five percent (75%) of the linear distance of the parking area (excluding the linear width of driveways) with a solid wall, solid fence, berm, or plant material screen. In addition, no linear open space between the above noted screening techniques shall be greater than thirty (30) feet.

The ground area between such wall, fence, berm, or plant material screen and the front proposed right-of-way line shall be planted and maintained in grass or other suitable ground cover.

A minimum of half of the required trees shall also be planted between the proposed right-of-way and the wall, fence, berm, or plant material screen.

c. Landscaping and screening in the required side and rear yards shall be provided and maintained according to the following minimum standards:

(1) Landscaping in the required side and rear yards shall consist of trees planted in accordance with one of the two following alternatives:

- i. If deciduous shade (overstory) trees are used:

There shall be one (1) tree planted at a maximum of every sixty (60) feet on center of linear distance along all required side and rear yards.

These required trees may be grouped together in the required side and rear yards, however, in no case shall spacing between the trees exceed eighty (80) feet (Refer to Section 2.13, Diagram G); or,

- ii. If deciduous ornamental (understory) trees are used:

There shall be one (1) tree planted at a maximum of every forty (40) feet on center of linear distance along all required side and rear yards.

These required trees may be grouped together in the required side and rear yards, however, in no case shall spacing between the trees exceed fifty (50) feet. (Refer to Section 2.13, Diagram G)

Deciduous shade trees and deciduous ornamental trees may be grouped together in the required yards, however, in no case shall spacing between a deciduous shade tree and a deciduous ornamental tree exceed fifty (50) feet.

- (2) Screening in the required side and rear yard of the project may include:
- i. Wall or fence - an ornamental, decorative fence or masonry wall up to a maximum height of ten (10) feet may be used in conjunction with the required landscaping; or,
 - ii. Berm - an earthen berm may be used in conjunction with the required landscaping. It shall have a maximum height of ten (10) feet, have a minimum crown width of two (2) feet, a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation; or,
 - iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs may be used in conjunction with the required landscaping.
- d. All landscape plantings, architectural screens (fences, walls), shrubs, trees, structures or other objects shall permit completely unobstructed vision within a clear sight triangular area as noted in Section 2.11, C.
- e. No architectural screen fronting upon or abutting a Protected District shall be electrified with the intent of providing for an electrical shock if touched.
- f. Barbed wire, razor wire and similar type wires shall not be permitted within the front yard setback, or in front of any existing building in the I-1, I-2, or I-3 (Urban or Suburban) Industrial Districts.
- g. The minimum size of all required landscape plant materials, at the time of planting including substituting or replacement trees and shrubs shall be as follows:
- (1) Deciduous shade (overstory) trees - two and one-half (2 1/2) inch caliper at six (6) inches above the ground.
 - (2) Deciduous ornamental (understory) trees - one and one-half (1 1/2) inch caliper at six (6) inches above the ground.
 - (3) Multi-stemmed trees - eight (8) feet in height.
 - (4) Evergreen trees - five to six (5-6) feet in height.
 - (5) Deciduous or evergreen shrubs - twenty-four (24) inches in height. Shrubs are to be planted at a maximum of four (4) feet on center of linear distance along the required yard.
- h. All trees and shrubs shall be planted or transplanted in accordance with the standards contained in American Standard for Nursery Stock, copyrighted in 1986 by the American Association of Nurserymen and approved May 2, 1986 by the American National Standards Institute, Inc. The standards contained in American Standard for Nursery Stock are hereby incorporated into this Ordinance by reference and made a part hereof. All trees and shrubs shall be mulched and maintained to give a clean and weed-free appearance.
- i. In computing the number of trees to be planted in a required yard or a required transitional yard, a fraction of one-half (1/2) or greater shall be rounded up to count as an additional tree.
- j. Existing trees may fulfill the requirements for tree planting in required yards or required transitional yards as long as the standards specified for required yards (Section 2.11, E, 1, b or c) or required transitional yards (Section 2.11, E, 2, b or c) are met.
- k. The removal from any minimum required yard or any minimum required transitional yard of any existing live deciduous tree over four (4) inch caliper measured at four and one-half (4 1/2) feet above ground or of any existing shrub or evergreen tree over six (6) feet in height shall be prohibited except to facilitate the placement of utilities or to

provide for necessary easements or drainage improvements. Removal of said tree(s) shall require the replanting of replacement tree(s) so that the total number of trees replanted equals the total number of trees removed. Replacement trees shall be of the same species as those trees removed unless approved otherwise by the Administrator. Replanting of these replacement trees shall occur within six (6) months of removal, or the next planting season, whichever occurs first.

1. All existing trees which are to be preserved shall be maintained without injury and with sufficient area for the root system to sustain the tree. Protective care and physical restraint barriers at the drip line, such as temporary protective fencing, shall be provided to prevent alteration, compaction or increased depth of the soil in the root system area prior to and during groundwork and construction. Heavy equipment traffic and the storage of construction equipment or materials shall not occur within the drip line of the tree.
2. Landscaping and screening of required transitional yards. Landscaping and screening of yards fronting upon or abutting a Protected District shall be provided and maintained, for all development in all Industrial Districts in accordance with the following regulations in addition to Section 2.11, E, 1, d-k.
 - a. All required transitional yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation such as trees, shrubs, hedges, and grasses or ground cover as specified in Section 2.11, E, 2, b and c, planted or transplanted and maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets). Loose stone, rock or gravel may be used as a landscaping accent, but shall not exceed twenty percent (20%) of the area of the required yard in which it is used.
 - b. Landscaping and screening of required front transitional yards shall be provided and maintained according to the following minimum standards:
 - (1) Landscaping in front transitional yards shall consist of trees planted in accordance with the standards specified for required front yards. See Section 2.11, E, 1, b, (1).
 - (2) Screening in front transitional yards shall be provided in an open pattern to partially screen the Industrial use.

Provided, however, for any parking areas between the building line, as extended, and the street, there shall be provided and maintained along the front line of the parking area, a buffer screen of a minimum of one of the following:

- i. Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be a maximum of forty two (42) inches and a minimum of thirty-six (36) inches in height and shall be so constructed to such minimum height to restrict any view therethrough; or
- ii. Berm - an earthen berm shall be a maximum height of forty-two (42) inches and a minimum height of thirty-six (36) inches, a minimum crown width of two (2) feet, a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation (a retaining wall may be used on one side of the berm in lieu of a side slope, if desired).

Exception: The earthen berm may be combined with shrubs to attain the minimum height of thirty-six (36) inches.
- iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs. Such shrubs shall attain a minimum height of thirty-six (36) inches at maturity; and,

The ground area between such wall, fence, berm, or hedge and the front right-of-way line shall be planted and maintained in grass or other suitable

ground cover. A minimum of half of the required trees shall also be planted between the proposed right-of-way and the wall, fence, berm, or hedge.

- c. Required side and rear transitional yards shall be landscaped and have an effective screening of the Industrial use.

- (1) Landscaping and screening required side and rear transitional yards using a solid wall or fence shall be provided and maintained according to the following minimum standards:

Landscaping standards for required side or rear transitional yards using a solid wall or fence:

- i. Trees shall be planted along all side and rear transitional yards according to the standards specified for tree planting in front required yards. See Section 2.11, E, 2, b, (1).
- ii. The finished side of the fence shall face the Protected District. Said fence or wall shall be constructed to a height of not less than six (6) feet and no more than ten (10) feet.
- iii. A berm may be used in place of a solid fence or wall so long as the berm is a minimum of six (6) feet in height to a maximum of ten (10) feet, has a minimum crown width of two (2) feet, a side slope no greater than three to one (3:1), and shall be planted and covered in live vegetation.

Exception: The earthen berm may be combined with shrubs to attain the minimum height of six (6) feet.

- (2) Landscaping and screening in the required side and rear transitional yards, if a solid wall or solid fence is not used, shall be provided and maintained according to one of the following minimum standards:

- i. A combination of trees and shrubs:
 - (a) Trees - trees shall be planted in accordance with the standards specified for required front yards (see Section 2.11, E, 2, b); and,
 - (b) Shrubs - shrubs shall be planted so that one hundred percent (100%) of the linear distance of the required transitional yard is screened. Shrubs shall be planted at a maximum of four (4) feet on center of linear distance along the required transitional yard.

The shrubs shall have a minimum ultimate height of six (6) feet and shall be either evergreen or densely twigged deciduous shrubs; or,

- ii. Low branching and densely twigged deciduous ornamental trees shall be planted to maintain a spacing of twelve and one-half (12 1/2) feet on center; or,
- iii. Densely branched evergreen trees shall be planted to maintain a spacing of twelve and one-half (12 1/2) feet on center; or,
- iv. A combination of i, ii, or iii to be maintained so that one-hundred percent (100%) of the linear distance shall be screened.

Exception: Existing trees and shrubs may be used to screen Industrial uses. However, required transitional yards must be supplemented where sparsely vegetated to maintain a dense visual barrier to a height of six (6) feet.

- (3) Landscaping and screening in the required side and rear transitional yards may be achieved by combining elements from (1) and (2) of this subsection, so long as the minimum standards set forth for that element utilized is satisfied.

3. Transitional yard reduction - landscape performance standards exceptions. In order to provide flexibility and encourage enhanced landscaping adjacent to Protected Districts, the following set of landscape performance standards may be utilized to reduce the required front, side and rear transitional yards in the Industrial Districts.

By providing landscaping in addition to the standard requirement, required transitional yards may be reduced according to the following schedule:

Table A
Landscape Performance Standards Reduction In
Required Side And Rear Transitional Yards
In The Suburban ("S") Districts

<u>Landscape Type</u>	<u>District</u>			
	<u>I-1-S</u>	<u>I-2-S</u>	<u>I-3-S</u>	<u>I-4-S</u>
	<u>Required Transitional Yards(in feet)</u>			
<u>Type A</u>	<u>50</u>	<u>50</u>	<u>100</u>	<u>150</u>
<u>Type B</u>	<u>35</u>	<u>35</u>	<u>70</u>	<u>100</u>
<u>Type C</u>	<u>20</u>	<u>20</u>	<u>40</u>	<u>50</u>

Table B
Landscape Performance Standards Reduction In
Required Front Transitional Yards
In The Suburban ("S") Districts

<u>Landscape Type</u>	<u>District</u>			
	<u>I-1-S</u>	<u>I-2-S</u>	<u>I-3-S</u>	<u>I-4-S</u>
	<u>Required Transitional Yards(in feet)</u>			
<u>Type A</u>	<u>100</u>	<u>100</u>	<u>150</u>	<u>200</u>
<u>Type B</u>	<u>70</u>	<u>70</u>	<u>100</u>	<u>150</u>
<u>Type C</u>	<u>40</u>	<u>40</u>	<u>50</u>	<u>100</u>

Table C
Landscape Performance Standards Reduction In
Required Side And Rear Transitional Yards
In The Urban ("U") Districts

<u>Landscape Type</u>	<u>District</u>			
	<u>I-1-U</u>	<u>I-2-U</u>	<u>I-3-U</u>	<u>I-4-U</u>
	<u>Required Transitional Yards(in feet)</u>			
<u>Type A</u>	<u>30</u>	<u>30</u>	<u>40</u>	<u>50</u>
<u>Type B</u>	<u>15</u>	<u>15</u>	<u>20</u>	<u>20</u>

Table D
Landscape Performance Standards Reduction In
Required Front Transitional Yards
In The Urban ("U") Districts

<u>Landscape Type</u>	<u>District</u>			
	<u>I-1-U</u>	<u>I-2-U</u>	<u>I-3-U</u>	<u>I-4-U</u>
	<u>Required Transitional Yards(in feet)</u>			
<u>Type A</u>	<u>30</u>	<u>30</u>	<u>40</u>	<u>50</u>
<u>Type B</u>	<u>15</u>	<u>15</u>	<u>20</u>	<u>20</u>

Applicable Landscape standards by Type:

Landscape Type A - The standard ordinance requirement for landscaping in the applicable transitional yard (as noted in Section 2.11, E, 2)

Landscape Type B - The standard ordinance requirement for landscaping in the applicable transitional yards (as noted in Section 2.11, E, 2) except that two (2) times the number of trees normally required shall be provided.

Landscape Type C - The standard ordinance requirement for landscaping in the applicable transitional yards (as noted in Section 2.11, E, 2) except that three (3) times the number of trees normally required shall be provided.

The required transitional yards may be reduced according to Tables A through D if the applicable landscape type noted above is provided.

*EDITORIAL NOTE: Below are examples of transitional yard reduction:

A site which is 600 feet by 600 feet or 360,000 square feet:

In the I-4-S District, 270,000 square feet would be required for transitional yards if the site was surrounded by Protected Districts, using "Type A" landscaping.

Under "Type B" landscaping, 180,000 square feet would be required for transitional yards - or about a 33% reduction from the standard. Land "added" for development would equal 90,000 square feet or over two acres.

Under "Type C" landscaping, only 90,000 square feet would be required for transitional yards - or about a 67% reduction from the standard. Land "added" for development would equal 180,000 square feet, or over four acres. (End of EDITORIAL NOTE)

The Administrator shall review the reduction of required transitional yards prior to issuing an Improvement Location Permit in order to ensure that the additional landscaping provided meets the applicable standards noted in this section. If the applicable standards are met, the landscape plan shall be stamped approved by the Administrator and become a part of the file and requirements for the Improvement Location Permit. The reduction in required transitional yards, once approved by the Administrator, shall not require a variance of development standards.

4. Landscape plan requirements: A landscape plan shall:

- a. be drawn on a copy of the site plan (or a simplified scale drawing thereof) and show exact locations and outline of all rights-of-way (both existing and proposed by the official Thoroughfare Plan for Marion County), structures, buildings, sidewalks and pedestrian ways, streets, trash enclosures, project access and interior access drives and driveways, individual and project storage, permanent lighting fixtures, signs, benches, screens, walls, fences, natural vegetation areas, open space, recreational areas, transitional yards, adjacent property zones, and all underground and overhead lines within

areas to be landscaped (with depths or heights indicated at intervals where lines change direction or where terminals or connections are provided);

- b. show dimensioned detailed elevation or section drawings of walls and fences;
- c. show all existing elevations and proposed land contour lines having at least two (2) foot intervals;
- d. show location and nature of existing and proposed drainage systems' and their flow;
- e. include a tree survey of required yards or required transitional yards indicating the exact location of existing trees over four (4) inch caliper at four and one-half (4 1/2) feet above the ground and all flowering trees, shrubs and evergreens over six (6) feet in height.
- f. include the exact location of any existing tree two and one-half (2 1/2) inch caliper or greater at four and one half (4 1/2) feet above the ground which will be counted as a required tree. Said trees, shrubs and evergreens shall be accurately labeled in the tree survey with species and caliper size indicated as either existing to remain or existing to be removed or transplanted.
- g. show all proposed planting by labeling the species, size, and spacing (on center).

5. Grounds maintenance: The Project owner or management shall:

- a. Maintain the landscaping by keeping lawns mowed, all plants maintained as disease-free, and planting beds groomed, except in naturally occurring vegetation areas, such as thickets; and,
- b. Replace any required planting(s), which are removed or die after the date of planting per the previously approved plans on file. Such replacement shall occur during the next planting season.

6. Administrator approval of alternate plans. The Administrator, upon request by the applicant, shall have the power to modify any landscape requirements and approve alternatives for those requirements as long as the alternative plan is appropriate for the site and its surrounding and is compatible and consistent with the intent of the stated standards. Such modification shall be noted on the alternative landscape plan, stamped approved by the Administrator and become a part of the file and requirements for the Improvement Location Permit.

F. Appeal. In all section of this ordinance where the Administrator is given the authority of discretionary approval of plans and specifications, or the method or manner of qualification, or any other similar authority, any party of interest shall have the right to bring such action by the Administrator before the Metropolitan Development Commission for its review and approval or disapproval.

G. Application of section 2.11.

Sec. 2.11 shall be applicable to all Industrial Districts.

Sec. 2.12 Special exception provisions.

Statement of purpose: Because of the exceptional land use characteristics and locational impacts of certain industrial uses which, if inappropriately located within Industrial Zoning Districts, may have a negative effect upon other land uses and values within the County, it is recognized that the further classification and regulation of such uses is essential in order to preserve property values, as well as to promote the public health, safety, comfort, morals, convenience and general welfare within Marion County.

A. Uses permitted by special exception. In addition to those uses noted specifically in Section 2.01, the following uses shall be permitted only upon the grant of a Special Exception by the Board of Zoning Appeals:

1. Classified industrial uses - may be permitted in a more restrictive industrial district by special exception. Any industrial use specified as a permitted use in an I-3 or I-4 "U" or "S" Districts may be permitted in any more restrictive Industrial District (I-1 or I-2 Districts), by SPECIAL EXCEPTION (granted by the Metropolitan Board of Zoning Appeals in accordance with Section 2.12) and will be subject to additional conditions and restrictions deemed necessary by the Metropolitan Board of Zoning Appeals to ensure compliance with the standards of Section 2.12, C, provided:

- a. The petitioner shall present adequate evidence that the proposed use will conform to all development and performance standards of such higher Industrial District.
- b. All developmental standards and uses shall conform to the requirements of the higher Industrial Zoning District and all conditions and restrictions attached to the grant of Special Exception by said Board.

2. Industrial parks may be permitted in any industrial district by special exception. An industrial park shall be permitted in any Industrial District by Special Exception (granted by the Metropolitan Board of Zoning Appeals in accordance with Section 2.12, C).

An industrial park, as defined in Section 2.13, shall be developed according to a master plan which provides serviced sites for uses permitted in the applicable Industrial Zoning District - including manufacturing, processing, assembly plants, distribution, wholesalers, warehouses or related industrial uses and accessory facilities therefore; and commercial, professional and public and semi-public uses as provided for in this Section.

3. Commercial sales and services, professional, public and semi-public uses may be permitted in any industrial district by special exception. Commercial sales and services, offices, retail, wholesale, and discount establishments, professional and public or semi-public uses shall be permitted in any Industrial District by SPECIAL EXCEPTION, (granted by the Metropolitan Board of Zoning Appeals in accordance with Section 2.12, C) and subject to any additional conditions and restrictions deemed necessary by the Metropolitan Board of Zoning Appeals to ensure compliance with the standards of Section 2.12, B, 1.

4. Storage, utilization, or manufacture of explosives may be permitted in any industrial district by special exception. The storage, utilization, or manufacture of materials intended for detonation (explosives) shall be permitted in any Industrial District by SPECIAL EXCEPTION only, (granted by the Metropolitan Board of Zoning Appeals in accordance with Section 2.12, C), provided all development standards and performance standards of such District shall be met, as well as the additional standards of Section 2.14, B, 2.

B. Special regulations for uses permitted by special exception. In whatever Industrial Zoning District within Marion County the uses designated in Section 2.12, A, are included as permitted uses, such uses shall be subject to the following special regulations. These special regulations shall be in addition to the applicable district's standards and requirements and, in case of any conflict, the more stringent regulations shall prevail:

1. Commercial sales and services, professional, public and semi-public uses: Adequate off-street parking shall be provided for non-industrial uses in accordance with applicable off-street parking standards required for the proposed use as required in the Commercial Zoning Ordinance.
2. Storage, utilization, manufacture of explosives. Explosives shall not be stored, utilized, or manufactured within any building which is five hundred (500) feet or less from a Protected or Commercial District boundary, measured from the building in which the use is to be housed.
3. Industrial parks.
 - a. General purpose: An industrial park shall be so designed so as:

- (1) to assure that all special treatment and handling of street patterns, and arrangements of grouping of buildings, off-street parking and loading, accessory uses, etc., shall result in a superior land development scheme which accomplishes

the objectives and carries out the intent of the applicable comprehensive plan and zoning ordinances;

- (2) to create and maintain desirable, efficient and economical use of land with high aesthetic value, attractiveness and compatibility of land use;
- (3) to permit reasonable deviation from standard zoning district requirements where necessary due to special size or shape of site(s) or character of condition of topography and terrain or other special conditions;
- (4) to permit adequate private interior access roads to serve a variety of industrial sites and uses within the Industrial Park;
- (5) to provide sufficient and adequate access, parking and loading areas for all uses and structures within the Industrial Park;
- (6) to provide adequate traffic control and street plan integration with existing and planned streets;
- (7) to provide adequate sanitation, drainage and public utilities servicing the Industrial Park; and
- (8) to allocate adequate land for all uses proposed, the site design, character, grade, location, and orientation thereof to be appropriate for the uses proposed, logically related to existing and proposed topographical and other conditions, and consistent with the Comprehensive Plan of Marion County, Indiana.

b. Exceptions. In order to allow flexibility in the development of an industrial park, certain exceptions to development standards of the applicable Industrial District may be authorized by grant of Special Exception for an Industrial Park including, but not limited to:

- (1) Front setback and frontage on public street. Sites for uses within the Industrial Park may front upon and be serviced by private interior access roads, provided:
 - i. Each such site shall have front yard and setback (from the interior access road) of adequate depth in relation to building height, width and area.
 - ii. A front yard and setback in accordance with the Industrial Zoning District's standard requirements shall be provided along all public streets abutting the periphery of the Industrial Park.
- (2) Required side yards. The total of the required side yards and setbacks may be provided entirely on one side or divided in any proportion between the two sides of the site.
- (3) Building separation. Setback between side of buildings. The sides of any two buildings shall be separated by a minimum of twenty (20) feet unless they abut one another.
- (4) Deceleration lane. No deceleration lane shall be required within the Industrial Park provided the street or private interior access roads are of sufficient width and number of lanes that continuous movement of through traffic is not impeded.

C. Grant of special exception. The Metropolitan Board of Zoning Appeals of Marion County, Indiana, is hereby authorized to grant Special Exceptions to the Industrial District's standard terms, regulations and requirements, as specified in this Ordinance, and issue Special Exceptions to permit uses designated in Section 2.12. A, subject to the following requirements:

1. A petition for Special Exception to permit any use designated in Section 2.12. A, shall be filed with the Board of Zoning Appeals in accordance with the Board's Rules of Procedure.

In addition to the site plan and area map filing requirements of the Board's Rules of Procedure or Special Exception petition forms, the petitioner shall file with the Special Exception petition:

- a. A site plan, drawn to scale, noting:
 - (1) Primary building(s) and accessory building(s);
 - (2) Off-street parking layouts;
 - (3) Vehicular entrances, exits, and turn-off lanes;
 - (4) Setbacks;
 - (5) Landscaping and screening (including walls and fences);
 - (6) Storm drainage and sewage disposal facilities;
 - (7) Other utilities, if located above ground.
- b. Building elevations.
- c. Exceptions, exhibits. In the case of a petition for an industrial park, provide notation, either on the site plan or by written reference, of any exceptions or deviations from the standard regulations and requirements of the Industrial Zoning District or Districts comprising an Industrial Park.

The petition, or evidence presented to the Board at the public hearing, may include any additional pertinent exhibits, such as photographs depicting the subject site or other land uses and properties in the subject area; neighborhood or community economic, social, land use or environmental impact statements; or other relevant evidence.

2. Findings of fact. A Special Exception shall be granted following public hearing of the petition and upon the Board's determination that:

- a. The grant will not be injurious to the public health, safety, convenience or general welfare.
- b. The grant will not injure or adversely affect the adjacent area or property values therein.
- c. The grant will be in harmony with the character of the district and land uses authorized therein.

The following additional findings of fact shall also be met, in addition to a., b., and c., above:

Commercial Sales and Services, Professional, public and semipublic uses.

- d. The proposed use is provided primarily for service to industrial uses within the industrial district and to employees, guests and visitors to such industrial uses.

Storage, utilization, manufacture of explosives.

- e. The petitioner shall present adequate evidence that the proposed storage, utilization or manufacture of explosive materials shall not endanger life or property outside any property line of the proposed use. (Such evidence and petitioner's site plan shall show all measures taken to provide a safe development).
- f. In no case shall any explosives be stored, utilized, or manufactured within any building which is five hundred (500) feet or less from a protected or commercial district boundary, measured from the building in which the use is to be housed.

3. The grant of a special exception shall be subject to the following requirements:

- a. The proposed use shall conform to all performance standards of the applicable Industrial District; and,
- b. The proposed use shall conform to all development standards of the applicable Industrial District, except as specifically modified by the grant of Special Exception; and,

- c. The proposed use shall conform to all other applicable requirements of this Ordinance and all restrictions and conditions attached to the grant of Special Exception by said Board. All restrictions, conditions, or site plan requirements attached to the grant of any Special Exception by the Metropolitan Board of Zoning Appeals shall be limited by Section 2.12, C, 2 and shall be imposed by said Board to ensure compliance with said standards. Such restrictions, conditions or site plan requirements shall become a part of and incorporated in the grant of the Special Exception by the Board of Zoning Appeals.

Sec. 2.13 Construction of language and definitions.

A. Construction of language. The language of this Ordinance shall be interpreted in accordance with the following regulations:

1. The particular shall control the general.
2. In the case of any difference of meaning or implication between the text of this Ordinance and any illustration or diagram, the text shall control.
3. The word "shall" is always mandatory and not discretionary. The word "may" is permissive.
4. Words used in the present tense shall include the future; and words used in the singular number shall include the plural, and the plural the singular, unless the context clearly indicates the contrary.
5. A "building" or "structure" includes any part thereof.
6. The phrase "used for", includes "arranged for", "designed for", "intended for", "maintained for", or "occupied for".
7. Unless the context clearly indicates the contrary, where a regulation involves two or more items, conditions, provisions, or events connected by the conjunction "and", "or", or "either...or", the conjunction shall be interpreted as follows:
 - a. "And" indicates that all the connected items, conditions, provisions, or events shall apply.
 - b. "Or" indicates that the connected items, conditions, provisions, or events may apply singly or in any combination.
 - c. "Either...or" indicates that all the connected items, conditions, provisions, or events shall apply singly but not in combination.

B. Definitions. The words in the text or illustrations of this Ordinance shall be interpreted in accordance with the following definitions. The illustrations and diagrams in this section provide graphic representation of the concept of a definition; the illustration or diagram is not to be construed or interpreted as a definition itself.

1. Abut. To physically touch or border upon; or to share a common property line.
2. Access. The way by which vehicles shall have ingress to and egress from a land parcel or property and the street fronting along said property or parcel.
3. Access drive. That area within the right-of-way between the pavement edge or curb and the right-of-way line providing ingress and egress to and from a land parcel or property. (See Diagram B)
4. Accessory. A subordinate structure, building or use that is customarily associated with, and is appropriately and clearly incidental and subordinate in use, size, bulk, area and height to the primary structure, building, and use, and is located on the same lot as the primary building, structure, or use.

5. Administrator. Administrator of the Neighborhood and Development Services Division or such Division having jurisdiction, or their appointed representative.
6. Alley. Any public right-of-way which has been dedicated or deeded to and accepted by the public for public use as a secondary means of public access to a lot(s) otherwise abutting upon a public street and not intended for traffic other than public services and circulation to and from said lot(s).
7. Alteration. Any change in type of occupancy, or any change, addition or modification in construction of the structural members of an existing structure, such as walls, or partitions, columns, beams or girders, as well as any change in doors or windows or any enlargement to or diminution of a structure, whether it be horizontally or vertically.
8. Awning. A roof-like cover, often of fabric, metal, plastic, fiberglass or glass, designed and intended for protection from the weather or as a decorative embellishment, and which is supported and projects from a wall or roof of a structure over a window, walk, door, or the like.
9. Batching plant. A facility which manufactures or prepares bituminous paving materials, aggregate concrete or bulk cement.
10. Buildable area. The area of a lot remaining after the minimum yard and open space requirements of the applicable zoning ordinance(s) have been met. (See Diagram C).
11. Building. Any structure designed or intended for the support, enclosure, shelter, or protection of persons, animals, or property of any kind, having a permanent roof supported by columns or walls.
12. Building area. The total ground area, within the lot or project, covered by the primary structure plus garages, carports and other accessory buildings. The ground area of a structure, or portion thereof, not provided with surrounding exterior walls shall be the area immediately under the vertical projection of the roof or the floor above. (See Diagram C).
13. Bulk storage. The storage of chemicals, petroleum products and other materials in above-ground containers for subsequent resale to distributors or retail dealers or outlets.
14. Canopy. A roof-like cover, often of fabric, metal, plastic, fiberglass, or glass on a support, which is supported in total or in part, from the ground providing shelter over, for example, a doorway, outside walk or parking area.
15. Collector street. See Street, Collector.
16. Commission. The Metropolitan Development Commission of Marion County, Indiana.
17. Commitment. An officially recorded agreement concerning and running with the land as recorded in the office of the Marion County Recorder.
18. Comprehensive plan. The Comprehensive Plan for Marion County, Indiana, or segment thereof, adopted by the Metropolitan Development Commission of Marion County, Indiana pursuant to IC-36-7-4.
19. Condition. An official agreement between the municipality and the petitioner concerning the use or development of the land as specified in the letter of grant of a petition as signed by the Administrator or Secretary of the Board of Zoning Appeals.
20. Corner lot. See Lot, Corner.
21. Covenant. A legal agreement concerning the use of land.
22. Crown of the street. The highest point, most often at the center line, of a street cross-section of the street pavement between the existing curb lines.
23. Cul-de-sac. See Street, Cul-de-Sac.

24. Curb cut. The opening along the curb line, exclusive of handicap ramps, at which point vehicles may enter or leave the street. (See Diagram B).
25. Curb line. A line located on either edge of the pavement, but within the right-of-way line. (See Diagram B).
26. Drip line. The perimeter of a tree's spread measured to the outermost tips of the branches and extending downward to the ground.
27. Driveway. Access for vehicular movement to egress/ingress between the right-of-way of private or public streets and the required building setback line. (See Diagram B).
28. Erect. Activity of constructing, building, raising, assembling, placing, affixing, attaching, creating, or any other way of bringing into being or establishing.
29. Excavation. The breaking of ground, except common household gardening, ground care and agricultural activity.
30. Floor area gross. The number of the square feet of horizontal floor area of a building measured from the exterior faces of the exterior walls or from the center line of walls separating two abutting buildings.
31. Front lot line. See Lot Line, Front.
32. Front yard. See Yard, Front.
33. Frontage. The line of contact of a property with the street right-of-way along a lot line which allows unobstructed, direct access to the property.
34. Frontage, public street. The line of contact of a property along the front lot line between the public street and the abutting property which allows unobstructed direct access to the property.
35. Grade, established street. The crown elevation of a street pavement level abutting a property, (as fixed by the Department of Capital Asset Management).
36. Grade level (Adjacent ground elevation). The lowest point of elevation of the finished surface of the ground, paving or sidewalk and similar surface improvements within the area between the exterior walls of a primary building or structure and the property line, or when the property line is more than ten (10) feet from said walls, between said walls and a line ten (10) feet away from and paralleling said walls.
37. Gross acre. A horizontal measure of land area equal to 43,560 square feet.
38. Gross floor area. See Floor Area, Gross.
39. Gross floor area, total. The sum of the gross horizontal areas of all floors below the roof and within the exterior faces of the exterior walls of principal and accessory buildings or the center lines of walls separating two abutting buildings.
40. Ground cover. Low-growing plants less than eighteen (18) inches in height with a spreading growth habit, such as, grasses, vines, flowers, and the like.
41. Handicap ramp. See Pedestrian Ramp.
42. Hardsurfaced. Quality of an outer area being solidly constructed of pavement, brick, paving stone, or a combination thereof.
43. Hedge. A row or rows of closely planted shrubs, bushes, etc. creating a vegetative barrier.
44. Height, building. The vertical distance above a reference line measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the height of the highest

gable of a pitched or hipped roof. The reference line shall be selected by either of the following, whichever yields a greater building height:

- a. the elevation of the highest adjoining sidewalk or ground surface within a ten (10) foot horizontal distance from and paralleling the exterior wall of the building or structure when said sidewalk or ground surface is not more than ten (10) feet above lowest grade;
 - b. an elevation ten (10) feet higher than the lowest grade when said sidewalk or ground surface is more than ten (10) feet above the lowest grade.
45. *Heliport.* An area of land, water or structural surface which is used, or intended for use, for the lawful landing and takeoff of helicopters, and any appurtenant areas which are used, or intended for use for heliport buildings and auxiliary facilities, such as, parking areas, waiting rooms, fueling, storage and maintenance equipment areas.
46. *Helistop.* An area of land, water or structural surface which is used, or intended for use, for the landing and takeoff of helicopters, without the provision of fueling, repair, maintenance or storage facilities.
47. *Industrial park.* See "Integrated Center".
48. *Integrated center.* An area of development (commercial, industrial or any combination of commercial, industrial and residential uses) of one or more lots, comprised of:
- a. a number of individual, unrelated and separately operated uses in one building sharing common site facilities; or,
 - b. one or more buildings containing unrelated and separately operated uses occupying a common site, which utilize one or a combination of common site facilities, such as driveway entrances, parking areas, driving lanes, signs, maintenance and similar common services; or,
 - c. one or more buildings containing unrelated and separately operated uses occupying individual sites, which are interrelated by the utilization of one or a combination of common facilities, such as driveway entrances, public or private street network, parking areas, maintenance and other services.
49. *Interior access drive.* A minor, private street providing access within the boundaries of a project beginning at the required setback line. (See Diagram B).
50. *Interior access driveway.* Access for vehicular movement to egress/ingress between interior access drives connecting two (2) or more projects or land parcels. (See Diagram B).
51. *Laboratory research.* An establishment or other facility for carrying on investigation in the natural, physical or social sciences, or engineering and development as an extension of investigation with the objective of creating end products.
52. *Landscaping.* Any combination of living plants, such as trees, shrubs, ground cover, thickets with grasses planted, preserved, transplanted, maintained and groomed to develop, articulate and enhance the aesthetic quality of the area as well as provide erosion, drainage control and wind protection.
53. *Legally established nonconforming building or structure.* Any continuous, lawfully established building or structure erected or constructed prior to the time of adoption, revision or amendment, or granted a variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment or variance, to conform to the present requirements of the zoning district.
54. *Legally established nonconforming use.* Any continuous, lawful land use having commenced prior to the time of adoption, revision or amendment of a zoning ordinance, but which fails, by reason of such adoption, revision, amendment, or variance to conform to the present requirements of the zoning district.

55. Loading area. A hard-surfaced off-street area maintained and intended for the maneuvering and temporary parking of vehicles while transferring goods or materials to and from a facility.
56. Loading space. A hard-surfaced, off-street area used for the temporary parking of a commercial vehicle while transferring goods or materials to and from a facility.
57. Local street. See Street, Local.
58. Lot. A tract of land designated by its owner(s) to be used or developed as a unit under single ownership or control.
- A lot may or may not coincide with a lot of record and may consist of:
- a. a single lot of record;
 - b. a portion of a lot of record; or
 - c. a combination of complete lots of record, or complete lots of record and portions of lots of record, or of portions of lots of record.
- For purposes of this definition, ownership includes:
- a. the person(s) who holds either fee simple title to the property or is a life tenant as disclosed in the records of the township assessor;
 - b. a contract vendee;
 - c. a long-term lessee (but only if the lease is recorded among the records of the County Recorder and has at least twenty-five (25) years remaining before its expiration at the time of applying for a permit) (See Diagram D).
59. Lot area. The area of a horizontal plane bounded on all sides by the front, rear, and side lot lines that is available for use or development and does not include any area lying within the right-of-way of any public or private street, alley, or easement for surface access (ingress or egress) into the subject lot or adjoining lots.
60. Lot corner. A lot abutting upon two or more streets at their intersections, or upon two parts of the same street forming an interior angle of less than 135 degrees. (See Diagram D).
61. Lot through. A lot abutting two parallel streets, or abutting two streets which do not intersect at the boundaries of the lot. (See Diagram D).
62. Lot line. The legal boundary of a lot as recorded in the office of the Marion County Recorder.
63. Lot line, front. The lot line(s) coinciding with the street rights-of-way; in the case of a corner lot, both lot lines coinciding with the street rights-of-way shall be considered front lot lines; or, in the case of a through lot, the lot line which most closely parallels the primary entrance of the primary structure shall be considered the front lot line, or so declared by the Administrator. (See Diagram C).
64. Lot line, rear. A lot line which is opposite and most distant from the front lot line, or in the case of a triangularly shaped lot, a line ten (10) feet in length within the lot, parallel to and at the maximum distance from the front lot line. However, in the case of a corner lot line, any lot line which intersects with a front lot line shall not be considered a rear lot line. (See Diagram C).
65. Lot line, side. Any lot line not designated as a front or rear lot line. (See Diagram C).
66. Lot of record. A lot which is part of a subdivision or a lot or a parcel described by metes and bounds, the description of which has been so recorded in the office of the Recorder of Marion County, Indiana.

67. Manufacture/manufacturing. Establishment engaged in the mechanical or chemical transformation of materials or substances into new products including the assembling of component parts, the manufacturing of products, and the blending of materials such as lubricating oils, plastics, resins or liquors.
68. Marginal access street. See Street, Marginal Access.
69. Mini-warehouses. A building or group of buildings containing one or more individual compartmentalized storage units for the inside storage of customers' goods or wares, where no unit exceeds six hundred (600) square feet in area.
70. Motor truck terminal. A building or area in which trucks, including tractor or trailer units are parked, stored, or serviced, including the transfer, loading or unloading of goods. A terminal may include facilities for the temporary storage of loads prior to transshipment.
71. Mulch. A protective covering of organic substances placed around plants to control weeds and prevent evaporation of moisture or freezing. Plastic, loose gravel, stones or rocks shall not be considered as mulch.
72. Neighborhood recycling collection point. A site where collectors bring household recycling materials. Beyond any limited sorting, no other processing of the material takes place at the site. All materials are stored completely within the structure while awaiting periodic shipment to recycling stations or recycling facilities. While these collection points may be developed as freestanding sites, they typically are accessory uses sharing the site of a larger primary use. Possible structures for this type of operation include such recycling containers as "igloos", reverse vending machines, trailers, or similar structures.
73. Off-street. A location completely within the boundaries of the lot, and completely off of public or private rights-of-way or alleys or any interior surface access easement for ingress and egress.
74. Outdoor storage. See Storage, Outdoor.
75. Parking area. An area of paving other than an open exhibition or display area, not inclusive of interior access drives, driveways, interior access driveways and access drives intended for the temporary storage of automotive vehicles including parking spaces and the area of access for the parking spaces and the area of access for the egress/ingress of automotive vehicles to and from the actual parking space. (See Diagram B).
76. Parking space. An off-street portion of the parking area, which shall be used only for the temporary placement of an operable vehicle. (See Diagram B).
77. Pavement. A layer of concrete, asphalt or coated macadam used on street, parking area, sidewalk, or airport surfacing.
78. Pedestrian ramp. An inclined access opening along the curb line at which point pedestrians, unassisted or assisted by a wheelchair, walker or the like, may enter or leave the street; or, an incline providing pedestrians, unassisted or assisted by a wheelchair, walker or the like, access from the ground to an elevated surface.
79. Permitted use. Any use by right authorized in a particular zoning district or districts and subject to the restrictions applicable to that zoning district.
80. Physically handicapped. An individual who has a physical impairment including impaired sensory, manual or speaking abilities, which results in a functional limitation in access to and use of a building or facility.
81. Plat. An officially recorded map, as recorded in the office of the Marion County Recorder, or a map intended to be recorded indicating the subdivision of land including, but not limited to, boundaries and locations of individual properties, streets, and easements.
82. Primary building. The building in which the permitted primary use of the lot is conducted.

- 83. Processing. A series of operations, usually in a continuous and regular action or succession of actions, taking place or carried on in a definite manner.
- 84. Project. A lot or parcel of contiguous land to be developed for a use or uses which at the time of development is under one ownership or control, and subsequently may be subdivided, developed, or conveyed into smaller lots or parcels.
- 85. Project boundaries. The perimeter lot lines encompassing an entire project.
- 86. Proposed right-of-way. See Right-of-Way, Proposed.
- 87. Protected district. Specific classes of zoning districts which, because of their low intensity or the sensitive land uses permitted by them, require additional buffering and separation when abutted by certain more intense classifications of land use. For the purposes of this Ordinance, a protected district shall include any Dwelling District, Hospital District, Parks District, University Quarter District, SU-1 (Church) District or SU-2 (School) District.
- 88. Public street frontage. See Frontage, Public Street.
- 89. Rear yard. See Yard, Rear.
- 90. Recreation facility. A place, area or structure designed and equipped for the conduct of sport, leisure time activities and other customary and usual recreational activities.
- 91. Recycling. Receptacle designed and intended for the collection of container-cleaned, sorted, solid household waste products, including, but not limited to, glass, plastic, metal and paper.
- 92. Recycling facility. A recycling operation, the process by which waste products of any type are reduced to raw materials and may further be transformed into new and often different products.
- 93. Recycling station. A recycling operation involving further processing of household recycling materials (relative to a neighborhood recycling collection point) to improve the efficiency of subsequent hauling. Such a facility typically features sorting, the use of a crushing apparatus, and the storage of the material until it is shipped out. A recycling station does not include automotive or construction recycling.
- 94. Research laboratory. See Laboratory, Research.
- 95. Retail trade. Establishments engaged in selling goods or merchandise to the general public for personal or household consumption and rendering services incidental to the sale of such goods. The establishment typically buys goods for resale to the public.
- 96. Required yard. See Yard, Required.
- 97. Right-of-way. Specific and particularly described strip of land, property, or interest therein devoted to and subject to the lawful use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially recorded by the office of the Marion County Recorder.
- 98. Right-of-way proposed. Specific and particularly described land, property, or interest therein devoted to and subject to the lawful public use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially described in the Marion County Thoroughfare Plan as adopted and amended by the Metropolitan Development Commission.
- 99. Right-of-way public. Specific and particularly described strip of land, property, or interest therein dedicated to and accepted by the municipality to be devoted to and subject to use by the general public for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.

100. Right-of-way, private. Specific and particularly described strip of privately-held land, property, or interest therein devoted to and subject to use for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.
101. Roof line. The uppermost edge of the water-carrying surface of a building or structure.
102. Screening. A method of visually shielding or obscuring a nearby structure, building or use on an abutting or adjacent property or lot from another by fencing, walls, berms, or densely planted vegetation.
103. Setback. The minimum horizontal distance established by ordinance between a proposed right-of-way line or a lot line and the setback line. (See Diagram B).
104. Setback line. A line that establishes the minimum distance a building, structure, or portion thereof, can be located from a lot line or proposed right-of-way line. (See Diagram B).
105. Shrub. A woody plant of relatively low height (not exceeding ten to twelve (10-12) feet in height), branching from the base.
106. Side yard. See Yard, Side.
107. Sidewalk. A hardsurfaced walk or raised path along and often paralleling the side of the street intended for pedestrian traffic.
108. Sign. Any structure, fixture, placard, announcement, declaration, device, demonstration or insignia used for direction, information, identification or to advertise or promote any business, product, goods, activity, services or any interests.
109. Site plan. The development plan, or series of plans, drawn to scale, for one or more lots on which is shown the existing and proposed location and conditions of the lot including as required by ordinance, but not limited to: topography, vegetation, drainage, floodplains, marshes, and waterways; open spaces, walkways, means of ingress and egress, utility services, landscaping, buildings, structures, signs, lighting and screening devices, center lines of rights-of-way, dimensions.
110. Storage, outdoor. An outdoor area used for the long term deposit (more than twenty-four hours) of any goods, material, merchandise, vehicles or junk.
111. Storage area. An area designated, designed and intended for the purpose of reserving property for a future use and distinguished from areas used for the display of property intended to be sold or leased.
112. Street collector. A street primarily designed and intended to carry vehicular traffic movement at moderate speeds (e.g. 35 mph) between local streets and arterials while allowing direct access to abutting property(ies). (See Diagram E).
113. Street, cul-de-sac. A street having only one open end which is permanently terminated by a vehicle turn around. (See Diagram E).
114. Street, expressway. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.
115. Street, freeway. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.
116. Street, local. A street primarily designed and intended to carry low volumes of vehicular traffic movement at low speeds (e.g. 20 to 30 mph) within the immediate geographic area with direct access to abutting property(ies). (See Diagram E).
117. Street, marginal access. A local street with control of access auxiliary to and located on the side of an arterial, thoroughfare, expressway, or freeway for service to abutting property(ies). (See Diagram E).

118. Street, parkway. A street serving through vehicular traffic and equal to or more than 5280 feet in length, the adjoining land on one or both sides of which is predominantly dedicated or used for park purposes, and shall conform to the Comprehensive Plan and the Thoroughfare Plan.
119. Street, primary arterial. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.
120. Street, private. A privately-held right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a right-of-way for said purposes. A private street may be comprised of pavement, shoulders, curbs, sidewalks, parking space, and the like.
121. Street, public. A publicly dedicated, accepted and maintained right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a public right-of-way for said purposes. A public street may be comprised of pavement, shoulders, gutters, curbs, sidewalks, parking space, and the like.
122. Street, secondary arterial. A street so designated by the Official Thoroughfare Plan for Marion County, as amended.
123. Structure. A combining or manipulation of materials to form a construction, erection, alteration or affixation for use, occupancy, or ornamentation, whether located or installed on, above, or below the surface of land or water.
124. Subdivision. The division of any parcel of land shown as a unit, as part of a unit or as contiguous units, on the last preceding transfer of ownership thereof, into two (2) or more parcels or lots, for the purpose, whether immediate or future, of transfer of ownership or building development.
125. Temporary use. An impermanent land use established for a limited and fixed period of time with the intent to discontinue such use upon the expiration of the time period.
126. Thoroughfare. A street primarily serving through vehicular traffic, including freeways, expressways, primary arterials, and secondary arterials.
127. Thoroughfare plan. The segment of the Comprehensive Plan for Marion County, Indiana, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to IC-36-7-4 that sets forth the location, alignment, dimensions, identification and classification of freeways, expressways, park-ways, primary arterials, secondary arterials, or other public ways as a plan for the development, redevelopment, improvement, and extension and revision thereof.
128. Through lot. See Lot, Through.
129. Total gross floor area. See Gross Floor Area, Total.
130. Transitional yard. See Yard, Transitional.
131. Trash container. Receptacle intended for the disposal, collection or temporary storage of unsorted waste products or refuse.
132. Trash enclosure. An accessory structure enclosed on at least three sides; designed and intended to screen and protect waste receptacles from view, and to prevent waste debris from dispersing outside the receptacles or enclosure.
133. Tree survey. An inventory of all trees on a lot or project before construction, alteration or excavation activity occurs identifying species, location, caliper, and drip line of trees. In the

case of large, dense tree stands (those exceeding six hundred (600) square feet in area and seventy-five percent (75%) branch coverage of the ground surface), the location of the outer boundary of the tree stands' dripline with a listing of the predominant species and caliper is often substituted for a detailed inventory.

- 134. Unit. A single, complete entity.
- 135. Visibly obstructed. The view of an object which is blocked by a building or other man-made structure so as to be incapable of being seen from that line of sight.
- 136. Walkway. A hard-surfaced walk or raised path for pedestrian traffic.
- 137. Warehouse. A building used primarily for the storage of goods and materials.
- 138. Warehousing. Terminal facilities for handling freight with or without maintenance.
- 139. Wholesaling. Establishments or places of business primarily engaged in selling merchandise to retailers; to industrial, commercial, institutional, or professional business users, or to other wholesalers; or acting as agents or brokers and buying merchandise for, or selling merchandise to, such individuals or companies.
- 140. Wrecker service. A service in which towing or emergency services are provided to disabled automotive vehicles.
- 141. Yard, front. An open space unobstructed to the sky, extending fully across the lot while situated between the front lot line and a line parallel thereto, which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram C).
- 142. Yard, rear. An open space unobstructed to the sky extending fully across the lot situated between the rear lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram C).
- 143. Yard, required. That portion of any yard abutting a lot line having a minimum depth as area required by the particular zoning district in which it is located. (See Diagram C).
- 144. Yard, side. An open space unobstructed to the sky extending the length of the lot situated between a side lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the point of contact with any rear or front yards or any lot line, whichever occurs first. (See Diagram C).
- 145. Yard, transitional required. That portion of any yard abutting a protected district having a minimum depth as required by the particular zoning district in which it is located and acting as a buffer between two or more land uses of different intensity. A transitional yard is a required yard, provided in lieu of the minimum required front, side or rear yard specified for the district in which it is located when an above noted Protected District abuts. (See Diagram C).

CHAPTER III

SECTION 3.00 Severability. In any section, subsection, paragraph, subparagraph, clause, phrase, work, provision or portion of this ordinance shall be held to be unconstitutional or invalid by any court of competent jurisdiction, such holding or decision, its invalidity shall not affect or impair the validity any other provision of this ordinance as a whole or any part thereof, other than the section, subsection, paragraph, subparagraph, clause, phrase, work, provision or portion so held to be unconstitutional or invalid, that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

PROPOSAL NO. 454, 1996. The proposal, sponsored by Councillor McClamroch, calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and

improving support for teenage mothers and economic opportunities for young families. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 454, 1996 on July 2, 1996.

Councillor Boyd stated that he hoped the resolution was not a political one, but just a coincidence. He explained that the Mayor stated that something needed to be done to discourage teenage pregnancies, then the next day there was an ordinance stating the same fact.

Councillor McClamroch asked if Councillor Boyd opposed to the substance in the resolution. Councillor Boyd stated that if the resolution had substance then he might oppose it. He continued explaining that he was against the details in the resolution.

President SerVaas ruled an end to the political discussion.

Councillors Curry and McClamroch requested that Proposal No. 454, 1996 be postponed until the August 5, 1996 Council meeting. Consent was given.

PROPOSAL NO. 461, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 461, 1996 on June 26, 1996. The proposal establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 461, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
0 NAYS:
2 ABSENT: Moores, Short

Proposal No. 461, 1996 was retitled GENERAL ORDINANCE NO. 121, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 121, 1996

A GENERAL ORDINANCE amending Article II of Chapter 135 of the "Revised Code of the Consolidated City and County" by adding a new nonreverting fund to be known as the "Victim Witness Support Services Fund."

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article II of Chapter 135 of the "Revised Code of the Consolidated City and County" concerning nonreverting county funds is hereby amended by the addition of a NEW Sec. 135-305, to read as follows:

DIVISION 5. PROSECUTOR'S VICTIM WITNESS SUPPORT SERVICES FUND

Sec. 135-305. Victim witness support services fund.

(a) There is hereby created a special fund, to be designated and known as the "victim witness support services fund," in the office of the county prosecutor. This fund shall be a continuing, nonreverting fund, with all balances remaining therein at the end of each year. Such balances shall not lapse into the county

general fund, or ever be directly or indirectly diverted in any manner to uses other than those stated in this section.

(b) All fees charged and collected by the county prosecutor for providing copies of documents pursuant to discovery or public records requests, shall be deposited in the victim witness support services fund.

(c) The fund shall be administered by the county prosecutor, and all funds deposited therein shall be appropriated and used solely for services that victims or witnesses need for their own protection and well-being, including but not limited to expenses such as moving expenses, security measures or equipment, food, and temporary shelter.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee met on July 17, 1996 and heard Proposal Nos. 456, 457, and 460, 1996.

PROPOSAL NO. 456, 1996. The proposal, sponsored by Councillor SerVaas, authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal No. 456, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams

1 NAY: Gray

2 NOT VOTING: Dowden, Talley

2 ABSENT: Moores, Short

Proposal No. 456, 1996 was retitled GENERAL ORDINANCE NO. 122, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 122, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 8	Cornell Av 64th St	64th St	Stop
11, Pg. 8	Cornell Av 65th St	65th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 8	Cornell Av 64th St	None	All Stop
11, Pg. 8	Cornell Av 65th St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 457, 1996. The proposal, sponsored by Councillors SerVaas and Bradford, authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal No. 457, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Smith

2 ABSENT: Moores, Short

Proposal No. 457, 1996 was retitled GENERAL ORDINANCE NO. 123, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 123, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-283, Parking meter zones designated; Sec. 29-254, Manner of parking; and Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby, amended by the deletion of the following, to wit:

2 HOUR

Westfield Boulevard, on the south side,
from College Avenue to Guilford Avenue

July 22, 1996

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby, amended by the addition of the following, to wit:

2 HOUR

Westfield Boulevard, on the north side,
from College Avenue to Guilford Avenue

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-254, Manner of parking, be, and the same is here, amended by the addition of the following, to wit:

(e) Fifty-five degree angle. Whenever parking is permitted on any of the following streets or parts thereof, parking at an angle of fifty-five (55) degrees to the curb, or if there is no curb, then to the line of the traveled roadway shall be used, and vehicles shall not park otherwise thereon:

55 DEGREE PARKING

Westfield Boulevard, on the north side,
from College Avenue to Guilford Avenue

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Westfield Boulevard, on the north side,
from College Avenue to Guilford Avenue

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 460, 1996. The proposal, sponsored by Councillors Short, and Williams, authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 460, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

2 ABSENT: Moores, Short

Proposal No. 460, 1996 was retitled GENERAL ORDINANCE NO. 124, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 124, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
from 7:00 a.m. to 9:00 a.m.
State Avenue, on the west side,
from Michigan Street to Pleasant Run Parkway North Drive

ON ANY DAY EXCEPT
SATURDAY AND SUNDAYS
from 6:00 a.m. to 9:00 a.m.
from 3:00 p.m. to 6:00 p.m.
State Avenue, on the west side,
from Washington Street to Pleasant Run Parkway North Drive

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Hinkle stated that the Metropolitan Development Committee meeting for Monday, July 29, 1996 is canceled, and the next meeting will be August 14, 1996. Councillor O'Dell stated that he wished to remind the Councillors of the upcoming Peace Games on July 26-28, 1996 and encourage all to attend. Councillor Gray stated that he would like to encourage the Councillors, if possible, to attend the Fallen Firefighters Dedication service to be held at the Union Hall on Friday, July 26, 1996 at 11:00 a.m. Councillor Schneider encouraged the Councillors to attend the Marion County Fair.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of July, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETINGS**

MONDAY, AUGUST 5, 1996

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, August 5, 1996, with Councillor SerVaas presiding.

Councillor O'Dell led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Dowden

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Talley recognized his brothers, George, John, and sister-in-law Connie Talley. Councillor Cockrum recognized Jason Holiday, member of Decateur Central Alliance Club. Councillor Black introduced Al Polin, President of Martin Luther King Multi-Service Center, member of Board of Directors of Mid-Town Mental Health, and actively involved in many other organizations; Amos Brown, Hoosier Radio & TV, Indianapolis Recorder; Sherri Hoffman-Meadows, Vice President public affairs for American Cablevision.

OFFICIAL COMMUNICATIONS

The Honorable Stephen Goldsmith, Mayor, presented his annual city budget to the Council with the following remarks:

Mr. President, members of the Council, thank you for allowing me to join with you in presenting the budget for next year. I am pleased to present a budget that again, reflects for the fifth straight year, our effort to reduce the size of government, invest the resources in public safety, and produce higher quality and more accountable services.

What I would like to do is step through a little bit of the budget using some of these charts. Which I actually cannot see from here. Can I have permission to move over there? Ok, this will work. Let me just step through a little bit of the budget as it will be reflected in the document that is presented to the Council tonight.

The budget for 1997 is down again from the \$433 million last year to the \$428 million again this year. If we look at the budget line beginning in 1983, which is the red line, up until 1991 which is when we presented the first budget we can see that the trend line is continuously up. That line beginning with the first budget we produced in 1992 now goes back down and has every year that this council has voted on our budget to the \$428 million level. Had it gone up with the same rate of increase it had in the years before 1992 the budget this year would be over \$100 million more than it is. A total reduction of \$31 million since 1992.

The property tax rate, and this accomplishment is one the Council should take great pride on because it actually precedes some of the last five budgets, this is the ninth straight year and this is a remarkable accomplishment for a large city, for nine straight years the property tax rate in the city of Indianapolis has been frozen. Dead, frozen and its a compliment to the Council that we have been able to maintain that and the coit rate has been frozen since 1990 as well. This budget obviously continues those freezes, you'll see that there is a slight dip in the property tax rate this year, the last two years, which is as we've reduced the tax rate so that we can freeze taxes because the assessed values are going up. So essentially the tax rate has remained frozen as we've reduced it to accommodate the growth.

While we've held the line on taxes between 1992 and 1996 the fund balances have gone from \$51 million to \$92 million. So we now have a \$92 million fund balance. Last year when we presented the budget to the Council we established with our waiting agencies as appropriate fund balance of about \$70 million. As we continue to reduce the size of government, and push up the fund balances the Council, in partnership with the Mayor, has chosen to invest the additional surpluses in infrastructure; sewers, roads, bridges, and sidewalks and that will be forthcoming as well.

If I could just spend one second here, this Council by using its small government philosophy has managed to assert itself with respect to the other municipal corporations. I'm presenting just the city budget, obviously, but I would like to both recognize and compliment the Council for its ability with the chief executives of these other taxing units to actually reduce the property taxes of everything except the library. Since 1992 when we asked that every municipal corporation freeze its tax rates as well, Metro which had had a significant property tax increase prior to 1992 froze its tax rate and has actually reduced it slightly, Health & Hospital has dramatically reduced its property tax rate, the city of Indianapolis has a slight reduction in property tax rate, and the only group, and the Council took some steps with respect to this in the last month, that has chosen to continue to raise its property taxes has been the library board. The committee set up by the President to address the additional requests of the library and Councilman Schneider's committee will have a chance to look at that as well.

The number of city employees from 1991 to today has gone from essentially 5,000 to 3,500. We have had enormous reductions in non-public safety employees, 44% in fact, and at the same time we have invested more of the savings in public safety. So we see that the number of public employees comes down, although the number of police officers in the Indianapolis Police Department continues to go up. Public safety is up and the rest of public employment is down. You can see a pretty dramatic reduction of employees as well.

Finally, this chart in blue. If I can take just a second to emphasize this as well. We have chosen with the Council to continue to invest savings in public safety. Public safety and infrastructure are the two fundamental responsibilities of city government. The public safety budget was \$141 million in 1992 and the budget that we are presenting for 1997 shows a public safety budget of \$172 million. We will be increasing the number of sworn police officers, again we have had two fire classes for the first time in several years, every fire house has been rebuilt or renovated, every police car has mobile visual terminals. We have the best trained, best equipped, fire and police departments that we have ever had in the city and that reflects the fact that we are now spending \$30 million a year more than we did when we began. All those things represent the continuation of the policies of this Council.

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One of the things we have done in this budget that the Council began with us in 1992, is an effort to assist you in holding us accountable for performance measures. Obviously, a budget is inherently a financial tool but we also think you should hold city employees accountable, including myself, for the results. And so there will be performance measures, as there have been the last two years, and we think those performance measures are every bit as important as the money that has been expended. The competitive bidding, for example of Metro, has allowed us to increase the number of rides by 1/2 million, the competitive bidding of the golf courses has allowed record numbers of plays and 95% satisfaction. Management performance tools everywhere, fleet management under our high quality union workers has reduced its turn around time and reduced its costs and on and on, every one of the many services has performance measures which I invite you to look at scrutinize and discuss with department directors when they present the budget. So the savings from the competitive efforts that we have engaged in have allowed us to increase public safety budget without increasing taxes, increase the city's fund balances, increase the budget for public safety, fund the building better neighborhood program, and pay for the first few years of the United Airlines bond payments that were previously, as you might recollect, unfunded as well.

Now these results, as I hope you can tell from your districts, are complimented by the largest building program in the history of the city of Indianapolis. Each of the last three years there has been more money invested in roads, bridges, streets, sewers, and sidewalks than in any single year in the history of Indianapolis. We have resurfaced enough miles to go from here to the east coast. We have done 85 separate sanitary sewer projects, 3500 multi and single family homes have been done in Center township alone, 80 parks have been improved or completely revitalized and virtually every district in the city of Indianapolis has received investments, as you all remember because many of you worked on it, on January 1, 1992 the Indianapolis Chamber of Commerce called our attention to the fact that we had a \$1 billion deficit in infrastructure investment and we have purchased down about 2/3 of that since that report was released and we are proud of that as well.

So, this investment, and I think its important because I believe it reflects both Republican and Democrat philosophy on this Council, is we've taken the size of government said we are not going to raise taxes and that we are going to increase the investment in public safety and infrastructure and when we start doing our core business as well, that allows the private sector to expand. And each of the last three years, again, has been the record growth year in the economy since anybody has ever kept records in the city of Indianapolis. More private jobs have been created or retained each of the last three years according to the Indianapolis Economic Development Corporation than any single year in the history of the city of Indianapolis, more new homes were built in the last two years in Indianapolis than any year since the Department of Metropolitan Development has kept records, more streets have been resurfaced than in any period of time since DCAM kept records or its predecessor Dot.

What we've seen is a significant increase in the vitality of the Indianapolis economy. The unemployment rate in the same period of time has dropped from essentially 6% to 3% and we have seen enormous vibrancy. Our city which had essentially no population growth in 15 years prior to 1991, we had a lot of movement in our population but not growth, has seen approximately 5% population growth in the last two years. We are a city on the move, recognized nationally as a city on the move, and I think that is in a large part due to the scrutiny and participation and partnership of this Council, as we look at ways to drive up investments that our public considers to be worthwhile.

We submit to you a budget this year, completely consistent with the budget that you've authorized each of the last several years. Its a budget that's performance driven, its a budget that's down slightly in real dollars, its a budget that continues to be down slightly in terms of public employees, its a budget that's way up again in terms of public safety expenses because I think that's what the public demands, appropriately, from government itself. We will be continuing to come before this Council as we save money to ask for that money to be invested in sewers and sidewalks and streets and bridges and parks, which are necessary as well. We will encourage the Council to hold the municipal corporations to the same standards they hold city and county government to which is don't raise taxes and we think if we do those things together despite some differences we might have as a group, we have shown an ability to get over those and create a partnership that produces true value for our citizens, and produces the fundamentals of an economy that will get us to the 21st century. An economy that is based on hope and opportunity and jobs. Thank you very much.

The Honorable John von Arx, Auditor, had the following remarks concerning the county budget:

Mr. President, members of the City-County Council, and citizens of Marion County,

The 1997 Marion County budget marks the seventh time I have presented a budget to the Council, and it incorporates many of the initiatives that County Elected Officials and the City-County Council have been developing over the past several years. The budget funds the opening a new jail facility, all of the recommendations of the jail overcrowding task force, increased appropriations for the Public Defender Agency, merit increases for Sheriff Deputies as negotiated in the current contract....Additionally the savings that the County will realize by the absence of an election in 1997 have not been reallocated to

ongoing increases in the budget. All of these initiatives are now in place without an increase in the property tax rate, without an increase in the County Option Income Tax rate, without digging into the County General Fund balance, which is at a level that insures our high bond rating. How has this happened? The answer is simple, although it took a lot of hard work to achieve. The County Elected Officials, County Agency Heads, and the City-County Council have worked long and hard together to fashion a plan which is now in place ready to carry the finances of the County securely into the twenty-first century.

This does not mean that all is clear sailing ahead. There are a few clouds on the horizon for which plans need to be developed. MECA has already made a presentation to the Public Safety Committee in which they stated that their current \$2,000,000 funding from COIT dollars will be insufficient after 1997. The Superior Court has requested over \$3,000,000 in additional funding to support initiatives they feel are necessary as part of the court consolidation plan. The Indiana Tax Court has ordered the legislature, by March 1st, 1998, to amend statutes authorizing the State Tax Board to overhaul the property tax system, to create a system based on market value, which will be a significant funding issue for the taxpayers and the County. The County also needs to continue to monitor the barometric pressure of state welfare and township poor relief, which are now manageable, and juvenile placements in state correctional facilities, which unfortunately continue to worsen.

Now I will lay out the achievements that are incorporated in the 1997 budget. I will start with privatization and consolidation. As you know, the County removed itself from the healthcare business by outsourcing it to the Health & Hospital Corporation in 1994. Without displacing any residents, the County still saves \$1.5 million per year. The Board of County Commissioners is currently investigating the future with a high priority on cost efficiency for Marion County. In 1995, ISA privatized City/County computer services through a contract with SCT. In addition, the Marion County Sheriff's Department and the Indianapolis Police Department consolidated dispatch services and property rooms in order to create greater efficiency as well as cost savings. The trend continues in 1997 with the privatization of jail services. This will be made possible through an agreement with Corrections Corporation of America or CCA. The cornerstone of the entire effort revolves around the proposed conversion of warehouse space about 4 blocks east of the existing jail into 670 additional inmate beds. This will result in a cost savings of about \$30 million when the project is compared to less creative, more traditional methods. For example, St. Joseph County (South Bend) is planning on building a new 600 bed facility for \$49 million. Compare this to Marion County's cost of \$15.5 million. Quite a savings to the taxpayer. In addition, by bringing in an established private corrections business, Sheriff Cottey will be able to manage the added inmate population just as efficiently as he does now, but with more operational and financial flexibility. As a result, Marion County will have safer streets with more capacity to keep dangerous felons off the street and will accomplish this within our budget without raising taxes.

The County is paying \$6,000,000 out of the jail reserve fund within the County General Fund balance to cover acquisition and renovation expense: \$3,675,000 is being provided from the 1996 budget and \$2,235,000 is being provided from the 1997 budget. The facility will open in August of 1997. Then \$507,000 will be paid to the Building Authority for lease payments and \$2,018,000 will be paid for operation per diem to CCA. The City is contributing \$229,710 per year generated through a revenue swap involving COIT & Cumulative Capital Development Fund, toward the funding of the project. This represents a commitment from the City of \$2,500,000 over the 20 years that lease payments will be made to the Building Authority. The Council provided \$2,500,000 a year for jail overcrowding starting with the 1995 budget and an additional \$3,000,000 was set aside starting in 1996. Other user fees have also been identified as a revenue source for the project.

There are several other jail overcrowding initiatives which are fully funded within the 1997 budget. The East Wing Jail/Lockup project is complete and the full cost is reflected in the 1997 budget. In addition are the expedited trial program, the operation of the relocated lockup, additional operating capacity in the jail annex, necessary funding for additional security services, the trustee supervision program as well as the lease and operating expenses of the new jail facility. The Sheriff has also taken several cost saving steps to make these jail overcrowding projects possible. They include the fact that Merit Deputy increases were less than expected, the Sheriff has replaced retiring deputies with civilians where appropriate, more deputies have been returned to traditional law enforcement duties, pension costs have decreased by \$200,000 from 1996 and, due to the shifting of revenue generated from the sale of vehicles from the County General Fund to the Cumulative Capital Development Fund in early 1996, the proceeds from vehicle auctions have increased from \$184,690 in 1995 to \$340,145 as of June 30th, 1996. The Sheriff has also increased the combined communications budget to provide for 9 additional dispatch positions.

In the 1997 budget General Fund revenues of \$132,773,756 will exceed expenditures of \$128,990,739 by \$3.7 million. Of that amount, approximately \$1 million is being set aside to increase the jail reserve. Another \$1.7 million or so represents the savings the County will realize in 1997 by not holding an election process. The remaining \$1 million is available to use in response to the Marion County Job Classification and Compensation Board salary schedule market analysis. The Job Class Board has conducted a review of the county salary schedule through a market analysis conducted by David M. Griffith & Associates (as required by Article VI, Section 23-62(f) of the Municipal Code). Results show that the current salary schedule has slipped an additional 2% behind the market since the last study which was completed 5 years ago. Due to timing conflicts between the printing of this budget and the completion of the final report

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from David M. Griffith and Associates, the 1997 budget includes no recommended increase in Character 01. While the Board recognizes that it is financially impossible to increase county salaries to market level, the Board feels an obligation to urge the Council to consider an increase in Character 01 budgets at some level. The final report of the market analysis will be presented to the Administration and Finance Committee on August 20th. It is anticipated further Council action may be required at the time.

A management study of the Public Defender Agency is currently being conducted by American University. Despite the fact that the study has not been completed, it became apparent to the Council that the Agency needed an additional \$700,000 per year in their budget to supplement the increasing cost of death penalty cases as well as providing some additional funds for appeal transcripts. Although the 1996 increase is not being heard by the full Council until this evening, the Public Safety Committee recommended that this increase continue into the 1997 budget.

The Marion Superior Courts had a study completed by Crowe Chizek & Company regarding the consolidation of the courts, which is currently in its first year of implementation. It should be noted that the study did not consider all of the Court's operations in its scope. However, the courts are requesting an additional \$3 million over the budget guidelines based on their interpretation of the study recommendations. Although the \$3 million cannot be accommodated in one budget year, perhaps a task force, similar to the jail overcrowding effort, should be formed to develop a implementation plan over a number of years.

In spite of all of the challenges the 1997 budget is tackling, county finances continue to be strong. There is no increase in the property tax rate. There is no increase in the County Option Income Tax Rate. Fund Balances will remain at the desired level of at least \$8,000,000. State welfare expenditures continue to decrease through the initiatives facilitated by the Auditor's Office, Mayor's Office and Juvenile Court. We will open a new jail facility. We will make several strides of improvement on the jail overcrowding situation. We will handle the death penalty burden of the Public Defender Agency. We will prepare to face the increasing needs for MECA. All of this will be done with a budget that is relatively flat when the one time start up cost for the new jail facility is removed. Marion County is proud of what we are able to accomplish within our 1997 budget and we feel that taxpayers will be pleased with the priorities we have been able to address.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 5, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

July 23, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis COMMERCIAL RECORD on Wednesday, July 24, 1996, and the Indianapolis STAR/NEWS on Thursday, July 25, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos.453, 476, 478, 479, 480, and 481, 1996 to be held on August 5, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

Journal of the City-County Council

July 26, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 67, 1996: an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances

FISCAL ORDINANCE NO. 68, 1996: an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances

FISCAL ORDINANCE NO. 69, 1996: an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund

FISCAL ORDINANCE NO. 71, 1996: amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund

FISCAL ORDINANCE NO. 72, 1996: changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds

FISCAL ORDINANCE NO. 73, 1996: an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a transfer within the department's City Cumulative Capital Improvement Fund

FISCAL ORDINANCE NO. 74, 1996: an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund

GENERAL ORDINANCE NO. 119, 1996: amends the Rules of the Council with respect to public hearings on fiscal ordinances

GENERAL ORDINANCE NO. 121, 1996: establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor

GENERAL ORDINANCE NO. 122, 1996: authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2)

GENERAL ORDINANCE NO. 123, 1996: authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7)

GENERAL ORDINANCE NO. 124, 1996: authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22)

GENERAL RESOLUTION NO. 8, 1996: rejects the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library and establishes a Library Ad-Hoc Study Committee

SPECIAL RESOLUTION NO. 48, 1996: an inducement resolution for Union Camp Corporation to finance acquisition and construction of certain land, buildings, structures, machinery and equipment comprising solid waste disposal facilities included within the recycled corrugating mill to be located at 2270 South Harding Street in an amount not to exceed \$150,000,000 (District 25)

SPECIAL RESOLUTION NO. 49, 1996: approves a list of projects to be funded by Section 108 loan funds

SPECIAL ORDINANCE 10, 1996: amends S.O. No. 3, 1996 authorizing certain amendments to the previously-issued and outstanding \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project), the proceeds of which were used to finance the acquisition and rehabilitation of the 240-unit apartment complex located at 4000 North Franklin Road and approving and authorizing other actions in respect thereto (District 12)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

The President called for additions or corrections to the Journals of July 22, 1996. There being no additions or corrections, the minutes were approved as distributed.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 523, 1996. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 524, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 525, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$250,000 for the Department of Administration, Indianapolis Fleet Services Division, to pay for cost overruns due to the snow removal of 1996 and the purchase of a new wrecker financed by a transfer within the division's Consolidated County Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 526, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$10,000 for the County Sheriff to fund a portion of a contractual staff person for Crime Stoppers financed by a transfer within the department's County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 527, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 528, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$300,000 for the Department of Public Works, Maintenance Operations Division, to pay for cost overruns due to the snow removal of 1996 financed by a federal grant"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 529, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection Special Service District Fiscal Ordinance which is an appropriation of \$275,000 for the Department of Public Works, Solid Waste Administration, to pay for unanticipated overtime financed by a transfer within the division's Solid Waste Collection Fund"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 530, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection Special Service District Fiscal Ordinance which is an appropriation of \$700,000 for the Department of Public Works, Maintenance Operations Division, to pay for the removal of debris financed from the Solid Waste Collection Fund balances"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 531, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Fox Hill Road and Michigan Road (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 532, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Cherry Lakes Subdivision, Section 8 (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 533, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 79th Street and Oaklandon Road (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 534, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Hadleigh Drive, High School Road southbound and Hanna Avenue (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 535, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Johnson Road at 65th Street, Lowanna Way, and Creekside Lane (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 536, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Hampton Circle and Narragansett Court and Pawtucket Court, and at Hampton Circle and New London Court (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 537, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Carrollton Avenue and 44th Street (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 538, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Washington Boulevard and 33rd Street (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 539, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Meridian Street from 400 feet south of Epler Avenue to Dudley Avenue (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 540, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Brookville Road from Emerson Avenue to English Avenue (Districts 13, 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 541, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes one-hour parking meters on University Boulevard, on the east side, from a point 174 feet north of New York Street to a point 483 feet north of New York Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 542, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which is the annual budget for the Police Special Service District for 1997"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 543, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which is the annual budget for the Fire Special Service District for 1997"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 544, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection Special Service District Fiscal Ordinance which is the annual budget for the Solid Waste Collection Special Service District for 1997"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 545, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the Revenue Bonds Debt Service Funds for 1997"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 546, 1996. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the Marion County Office of Family and Children for 1997"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 547, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the

Metropolitan Emergency Communications Agency for 1997"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 548, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for Indianapolis and Marion County for 1997"; and the President referred it to various Committees.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 549, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on August 2, 1996." The Council did not schedule Proposal No. 549, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 549, 1996 was retitled REZONING ORDINANCE NO. 157, 1996 and is identified as follows:

REZONING ORDINANCE NO. 157, 1996. 96-Z-84
3701-3731 NORTH KEYSTONE AVENUE (approximate. address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11.
ROBERT L. YOUNG, by William Freihofer, requests a rezoning of 1.61 acres, being in the D-5 District, to the C-3 classification to provide for commercial retail development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider asked for consent to postpone Proposal No. 309, 1996 until the August 19, 1996 Council meeting. Consent was given.

PROPOSAL NO. 453, 1996. Councillor Smith reported that Public Safety and Criminal Justice Committee heard Proposal No. 463, 1996 on June 26, 1996. The proposal, sponsored by Councillor Borst, is an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:43 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Borst, for adoption. Proposal No. 453, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAY: Gilmer
2 NOT VOTING: Boyd, Moriarty Adams
1 ABSENT: Dowden

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Proposal No. 453, 1996 was retitled FISCAL ORDINANCE NO. 75, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 No. 86, 1995 appropriating an additional Twenty-four Thousand Dollars (\$24,000) and transferring Thirty-five Thousand Dollars (\$35,000) in the County General Fund for the purposes of Forensic Services Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to pay for DNA analysis processing and money for training and initiation of accreditation for the American Society of Crime Laboratory Directors (ASCLD).

SECTION 2. The sum of Twenty-four Thousand Dollars (\$24,000) is appropriated and the transfer of Thirty-five Thousand Dollars (\$35,000) for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	40,000
3. Other Services and Charges	<u>19,000</u>
TOTAL INCREASE	59,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	35,000
Unappropriated and Unencumbered County General Fund	<u>24,000</u>
TOTAL REDUCTION	59,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 476, 1996. The proposal is an appropriation of \$123,333 for the Department of Parks and Recreation to enter into a long-term partnership agreement with the City of Lawrence to provide an enhanced and comprehensive array of parks and recreation services to the citizens of northeast Marion County financed by the unappropriated and unencumbered Parks General Fund. Councillor Shambaugh asked for consent to postpone Proposal No. 476, 1996 until the September 9, 1996 Council meeting. Consent was given.

Councillor Smith gave the committee report due to Councillor Dowden's absence. Councillor Smith reported that Public Safety and Criminal Justice Committee heard Proposal Nos. 478, 479, 480, and 481, 1996 on July 24, 1996.

PROPOSAL NO. 478, 1996. The proposal is an appropriation of \$60,000 for the Marion County Superior Court, Juvenile Division, to fund Child Advocates, Inc., a program to assist children who are victims of abuse, financed by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Curry, for adoption. Proposal No. 478, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

1 ABSENT: Dowden

Proposal No. 478, 1996 was retitled FISCAL ORDINANCE NO. 76, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Sixty-Thousand (\$60,000) in the State and Federal Grants Fund to fund the Marion Superior Court, Juvenile Division to fund the Child Advocates, Inc. program to assist children who are victims of abuse and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court, Juvenile Division to fund Child Advocates, Inc. to provide independent advocates for the rights of abused and neglected children and juvenile delinquents in Marion County Juvenile Court.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Service & Charges	<u>60,000</u>
TOTAL INCREASE	60,000

SECTION 4. The said increase appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>60,000</u>
TOTAL REDUCTION	60,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the Council does not intend to use the revenues from any local tax regardless of source to supplement or extent the appropriation for the agencies or projects authorized by this ordinance the supervisor of the agency or project, or both, and the Auditor are directed to notify in writing the City-County Council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 479, 1996. The proposal is an appropriation of \$45,000 for the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers to combat domestic violence financed by a federal grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

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Councillor Black asked how long the service is to be provided. Councillor Smith replied that the program is for one year.

Councillor Bradford asked if the service was already being provided. Councillor Smith replied that the Family Advocacy Center does provide these services for abused/neglected children.

Councillor Bradford questioned if the training was for just Marion County or other counties also. Councillor Franklin stated that those attending the conferences would be comprised of all counties, but a fee will probably be charged to those outside Marion County to help fund the program.

The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Talley, for adoption. Proposal No. 479, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Short, Smith, Talley, Tilford
1 NAY: Williams
3 NOT VOTING: Black, Golc, Shambaugh
1 ABSENT: Dowden

Proposal No. 479, 1996 was retitled FISCAL ORDINANCE NO. 77, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Forty-five Thousand Dollars (\$45,000) in the State and Federal Grants Fund to fund the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers in cases of domestic violence.

SECTION 2. The sum of Forty-five Thousand Dollars (\$45,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Service and Charges	45,000
TOTAL INCREASE	45,000

SECTION 4. The said increase appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	45,000
TOTAL REDUCTION	45,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the Council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance the supervisor of the agency or project, or both, and the Auditor are directed to notify in writing the City-County Council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 480, 1996. The proposal is an appropriation of \$8,529 for the Prosecuting Attorney to pay partial salary of an Adult Protective Services Investigator and to purchase a computer financed by a federal grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Curry, for adoption. Proposal No. 480, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams
1 NAY: Black
3 NOT VOTING: Golc, Short, Talley
1 ABSENT: Dowden

Proposal No. 480, 1996 was retitled FISCAL ORDINANCE NO. 78, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eight Thousand Five Hundred Twenty-nine Dollars (\$8,529) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor to pay partial salary of an Adult Protective Services Investigator and to purchase a computer for report preparation.

SECTION 2. The sum of Eight Thousand Five Hundred Twenty-nine Dollars (\$8,529) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	4,800
4. Capital Outlay	2,529
<u>MARION COUNTY AUDITOR</u>	
1. Personal Services--Fringes	1,200
TOTAL INCREASE	8,529

SECTION 4. The said additional appropriation is funded by the following reductions:

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STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered
State and Federal Grants Fund
TOTAL REDUCTION

8,529
8,529

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the Council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance, the supervisor of the agency or project, or both, and the Auditor are directed to notify in writing the City-County Council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 481, 1996. The proposal is an appropriation of \$700,000 for the Public Defender Agency to fund indigent Appeal transcripts and death penalty litigation claims financed by revenues from the County General Fund. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor SerVaas asked how many pending indigent death penalty cases there are and the average cost per case. David Cook, Chief Public Defender, stated that there are seven cases pending, with the average cost being \$144,000 per case.

Councillor Coonrod stated that his concern is that specific available revenues are not identified in the County General Fund for this appropriation.

The President called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Smith moved, seconded by Councillor Curry, for adoption. Proposal No. 481, 1996 was adopted on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Brents, Cockrum, Coughenour, Curry, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
6 NAYS: Black, Bradford, Coonrod, Franklin, Gilmer, Schneider
1 NOT VOTING: Gray
1 ABSENT: Dowden

Proposal No. 481, 1996 was retitled FISCAL ORDINANCE NO. 79, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seven Hundred Thousand Dollars (\$700,000) in the County General Fund to fund the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OR MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(u) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to finance indigent Appeals transcripts and death penalty litigation.

SECTION 2. The sum of Seven Hundred Thousand Dollars (\$700,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>700,000</u>
TOTAL INCREASE	700,000

SECTION 4. The said increase appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>700,000</u>
TOTAL REDUCTION	700,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 454, 1996. Councillor Curry reported that the Rules and Public Policy Committee met on July 2, 1996. The proposal, sponsored by Councillor McClamroch, calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families. By a 4-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Tilford stated that he agreed with the intent of the proposal, but is in disagreement with the language of Section 2. He feels that by excluding the teenagers from extracurricular activities, they may use the time to get into trouble instead of focusing on their children.

Councillor Tilford moved to amend Section 2 by removing the current language beginning with "and by limiting . . ." and inserting the following: "and by requiring unmarried parent-students to participate in a parenting class, so they may better understand the responsibilities as a parent in supporting their children." Councillor Moriarty Adams seconded the motion. Councillor Tilford's motion failed by a voice vote.

Councillor Williams stated that she feels the school board ought to be making the decision as to what happens in the school rather than the Council.

Councillor Talley stated that he feels the proposal will just create another layer of bureaucracy mess for the local school system and will be voting against the proposal.

The President passed the gavel to Councillor Boyd.

President SerVaas stated that statistics show that the infant mortality rate is relative to uneducated, unmarried teenage mothers. He feels that this proposal which is a suggestion being made to the educational system might be a positive step to help correct these problems.

Councillor Boyd returned the gavel.

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Councillor Boyd stated that he is concerned as to whether this proposal was researched with professional educators to see if this is a workable solution to the problem. He thinks the intention is a good one, but does not believe a realistic solution is to prohibit extracurricular activities and expect the teenagers to automatically focus their attention on supporting their children. For these reasons, Councillor Boyd stated that he will be voting against Proposal 454, 1996.

Councillor Curry moved, seconded by Councillor McClamroch, for adoption. Proposal No. 454, 1996 was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford*
8 NAYS: *Black, Boyd, Brents, Gray, Jones, Short, Talley, Williams*
1 ABSENT: *Dowden*

Proposal No. 454, 1996 was retitled SPECIAL RESOLUTION NO. 50, 1996, and reads as follows:

CITY COUNCIL SPECIAL RESOLUTION NO. 50, 1996

A SPECIAL RESOLUTION calling on the citizens of Marion County to support the Indianapolis Rebuilding Families Initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families.

WHEREAS; our city's most serious problems of poverty and crime can be linked to the increasing number of teenage mothers and the rising absence of fathers; and

WHEREAS; children from fatherless families are five times more likely to live in poverty than children living with both parents; and

WHEREAS; juvenile violent crime in Indianapolis has increased nearly tenfold in the last decade, and 75% of those crimes are committed by children from fatherless families, and

WHEREAS; children from fatherless families are three times as likely to be suspended or expelled from school and twice as likely to drop out of school; and

WHEREAS; the number of babies born to teenage mothers has increased 40% in the last ten years and 89% of those teenage mothers are unmarried; and

WHEREAS; the number of children born out of wedlock is skyrocketing. The number of babies outside of marriage having risen from roughly 5% in 1960 to over 40% in 1995; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City County Council, representing the people of this city, does hereby endorse the Indianapolis Rebuilding Families Initiatives which will strengthen families by encouraging responsible fatherhood, discourage teen pregnancy and improve support for teen mothers and economic opportunities for young families.

SECTION 2. In particular, the Indianapolis City County Council, representing the people of this city, does hereby call upon the Junior and Senior High Schools of Marion County to recognize the catastrophic consequences of unmarried teenagers becoming parents and to work with the city to discourage this behavior by promoting abstinence and values: requiring parent-students to attend alternative schools; and by limiting or prohibiting unmarried parent-students from participating in extracurricular activities, including interscholastic sports, so they may instead focus their attention on supporting their children.

SECTION 3. The Mayor is invited to join this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 370, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 370, 1996 on July 31, 1996. The proposal passed in committee on June 19, 1996 but was returned to Committee by the Council on June 24, 1996. The proposal amends the Code concerning activities in the right-of-way.

Greg Henneke, Director of the Department of Capital Asset Management (DCAM), explained that DCAM spent a lot of time working with the utility companies and the community. Some of the new standards include: Identification of a Class 1 street which requires higher repair standards, extensive use of flowable fill, and a very strong inspection program with an increase of personnel to enforce the standards.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor O'Dell, for adoption. Proposal No. 370, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

1 NOT VOTING: Williams

1 ABSENT: Dowden

Proposal No. 370, 1996, as amended, was retitled GENERAL ORDINANCE NO. 118, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 118, 1996

A GENERAL ORDINANCE recodifying and amending Article III of the Code as a new Chapter 645.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Chapter 645 (which is a revision and recodification of Article III, Chapter 28 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

Chapter 645

PUBLIC RIGHTS OF WAY

ARTICLE III. ACTIVITIES IN THE RIGHT-OF-WAY

Sec. ~~28~~ 645-321. Applicability.

(a) This Article ~~establishes minimum standards governing~~ applies to all activities and work performed by any person, partnership, corporation or other entity, including departments, divisions,

agencies or boards of the city, in, on, under ~~or and~~ over public rights-of-way ~~containing roads dedicated to and accepted by~~ under the jurisdiction of the city.

(b) ~~The minimum standards established by this Article shall not govern new street and bridge design and construction. The standards for new street and bridge design and construction are set forth in Article II of this Chapter.~~

Sec. 28 ~~645-322~~. Duties and responsibilities of the department of ~~transportation capital asset management~~.

(a) The department of ~~transportation capital asset management~~ ("DOT department") shall be responsible for ~~regulating and controlling all activities and work performed by any person, partnership, corporation or other entity, including departments, divisions, agencies or boards of the city, in, on, under and over public rights-of-way containing roads dedicated to and accepted by~~ under the jurisdiction of the city ("public rights-of-way") and for enforcing compliance with the minimum standards established by this article and the with the provisions of regulations adopted by the transportation asset management and public works board ("board") pursuant to this article.

(b) ~~The DOT department shall be responsible for recommending to the transportation board proposed regulations to be adopted by the transportation board, as required by section 23-323.~~

Sec. 28 ~~645-323~~. Duties and responsibilities of the ~~transportation~~ board.

(a) The ~~transportation~~ board ("board") shall, in accordance with the procedures specified in ~~subsection (b) of this section 28-323~~ section 271-31, adopt regulations ~~deemed necessary and appropriate in order for the board and the DOT department to carry out their its duties and responsibilities under this article, including, which apply only to work performed in, on, under and/or over public rights-of-way and to the permits, procedures, requirements, standards and fees which are associated with said work. Those regulations may include, but are not limited to, regulations establishing the following:~~

- (1) Standards for traffic controls for construction and maintenance operations or activities in, on, under and over the public rights-of-way ~~containing streets dedicated to and accepted by the city,~~ which standards shall be designed to protect members of the public using such public rights-of-way and to be consistent, to the extent practicable, with the "Indiana Manual of Uniform Traffic Control Devices", the "Indiana State Highway Department of Transportation Standard Specifications, 1985 1995 Edition", and all other state and federal statutes, recognizing, however, that traffic controls for projects within public rights-of-way subject to the jurisdiction of the DOT department may be less stringent than the traffic controls required in connection with work on state or federal highways where traffic will be traveling at much greater speeds;
- (2) Restrictions with respect to when and how work should be performed in public rights-of-way ~~containing streets dedicated to and accepted by the city~~ in certain geographical areas, such as the area around Monument Circle, Hoosier Dome and Convention Center or in areas during times when special events, such as the 500 Mile Race and State Fair, are being held;
- (3) Time periods when work in, under, on or over public rights-of-way ~~containing streets dedicated to and accepted by the city~~ should, except in cases of emergencies, be prohibited or limited; ~~such as during rush hours;~~
- (4) Minimum standards for compaction or deflection testing or both;
- (5) A schedule of fees for the enforcement of the provisions of this article or the regulations duly adopted by the board; and
- (6) ~~Standards for requiring additional b Bonding or insurance requirements; for single cuts with an area in excess of one hundred (100) square feet.~~
- (7) Enforcement procedures;
- (8) Standards for right-of-way excavations;
- (9) Standards for restoration of the public right-of-way;
- (10) Inspection and testing procedures;

- (11) Applicability of standards adopted by the board;
- (12) Variance procedure;
- (13) Appeal procedure;
- (14) Form and content of the right-of-way excavation permit;
- (15) Kinds and categories of permits;
- (16) Permit fees;
- (17) Permit issuance procedures;
- (18) Indemnification provisions;
- (19) Penalties for non-compliance with the provisions of this chapter or with regulations promulgated by the board;
- (20) Emergency permit notification procedures; and
- (21) Permit verification procedures.

(b) In addition to the requirements specified in Section 271-31(a), a copy of the notice of hearing on any regulation proposed to be adopted by the Board under this section 271-323 shall be mailed by United States first class mail concurrently to all public utilities providing service in Marion County.

~~(b) Before any regulation is adopted by the board pursuant to this section 28-323, the board shall cause a notice to be published in at least two (2) newspapers of general circulation printed and published in Marion County, Indiana, at least twenty-one (21) days prior to the date set for a hearing on the proposed regulation. Said notice shall include a statement of the time and place of said hearing, a reference to the subject matter of the proposed regulation or regulations and refer to the fact that a copy of said regulation or regulations is on file in the office of the board where it may be examined. At the same time said notice is sent to the newspapers for publication, a copy thereof shall be mailed to each public utility serving in Marion County. At least five (5) copies of said proposed regulation or regulations shall be on file at the office of the board from the date of the first publication of said notice continuously until the said hearing and any interested person shall be given an adequate opportunity to examine a copy of said proposed regulation or regulations. On the date set for hearing, any interested party in person or by attorney shall be afforded an adequate opportunity to participate in the formulation of the proposed regulation or regulations through the presentation of facts or argument or the submission of written data or views. All relevant matter presented shall be given full consideration by the board. If the board, following the hearing and consideration and all relevant matter presented, adopts the regulation or regulations, either as proposed or as proposed with modifications or amendments, the regulation or regulations adopted by the board shall be submitted to the corporation counsel of the city for his approval as to legality. When the regulation or regulations have been approved by the corporation counsel of the city, the regulation or regulations shall be filed with the clerk of the council for publication. The regulation or regulations shall become effective thirty (30) days after the date filed with the clerk of the council, unless the council prior thereto amends the regulations or suspends their effective date. If the board desires to repeal, rescind or amend any regulation adopted by it, the same procedure shall be followed as prescribed herein for adoption of a regulation.~~

~~(c) The transportation board, in cooperation with the department of transportation, shall establish a program pursuant to which instruction shall be provided to individuals who will be making, restoring or inspecting excavations in public right-of-way. Said program will consist of instruction concerning the proper methods of making and restoring excavations as set forth in this article. The instruction program shall be conducted by competent individuals who are not individuals who will be making, restoring or inspecting excavations in the public rights-of-way in accordance with this article. The cost associated with such instructional program shall be recovered as admission fees from those individuals attending such program. Persons attending and satisfactorily completing such instructional program shall receive a certificate to that effect. The instruction program established pursuant to this paragraph shall be implemented so that the first instruction program is conducted within ninety (90) days following the effective date of this ordinance. The program shall be offered at such frequencies so as to ensure that all individuals who will be making, restoring and inspecting excavations in the public rights-of-way after~~

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September 1, 1985, will be able to attend and complete the instructional program by that date. All DOT inspectors shall be required to attend the instructional program.

(d) ~~There may be circumstances where it will be appropriate for the board to grant a temporary exception or a permanent variance from either the standards established by this article or the provisions of the regulations adopted by the board. The board should only grant exceptions or variances which it determines would be consistent with public safety and interest, would not frustrate the intent and policies expressed by this article or the board's regulations and would not endanger the traveling public using the public rights of way. The procedure concerning exceptions or variances shall be as follows:~~

- (1) ~~Any person or entity subject to the provisions of this article or the regulations adapted by the board may submit a written application to the board requesting a temporary exception or a permanent variance from a specific minimum standard established by this article or a provision of a regulation adapted by the board, setting forth the reasons why the exception or variance should be granted. Copies of the application shall also be provided to the director of the DOT and to the permit section of the DOT.~~
- (2) ~~The board shall consider said application at its next regularly scheduled meeting held more than seven (7) days following receipt of the application and, by written order, grant said application if it determines that such action would be consistent with the public safety and interest, would not frustrate the intent and policies expressed by this article or the board's regulations and would not endanger the traveling public using the public rights of way. The board may prescribe alternative measures to be used in lieu of those from which it granted an exception or variance. If the board denies the application, it shall set forth in its order the reasons for the denial. The order granting or denying the application shall be mailed to the applicant by certified mail, return receipt requested.~~
- (3) ~~If the exception or variance is approved by the board, the board shall certify its order to the clerk of the council. The exception or variance shall become effective thirty (30) days thereafter, unless the transportation committee of the council shall reject or modify the order of the board.~~
- (4) ~~Exceptions or variances granted by the board may be revoked by the vote of a majority of the board upon finding after notice and hearing, that the person or entity granted the exception or variance is violating the terms of the board's order granting the exception or variance or that the action of such person or entity pursuant to the exception or variance unreasonably jeopardizes the public safety or interest. The revocation of an exception or variance shall not affect the validity of any other exception or variance in effect for that person or entity.~~

Sec. 28 645-324. Permit required for work in Right-of-way, excavation permit required.

(a) Except as otherwise provided in subsections (b) and (c) of this section 28 645-324, it shall be unlawful for any ~~no~~ person, partnership, corporation, or other entity, including departments, divisions, agencies or boards of the city to perform any work, including, but not limited to, shall cutting, drilling, digging or excavating in, on, over or under a public right-of-way containing a street dedicated to and accepted by the city without first having obtained a right-of-way excavation permit from the DOT Department. Application for said permit shall be in accordance with section 28-325.

(b) In the event a person, partnership, corporation, or other entity, including departments, divisions, agencies or boards of the city, find it necessary to cut, drill, dig or excavate in or under a public right-of-way containing a street dedicated to and accepted by the city for the purpose of restoring a utility service to a person or entity or for the purpose of making immediate repairs and at such time the permit section of the DOT is not staffed because, for example, it is after normal business hours or the mayor of the city has declared a weather emergency or it is a city holiday, the person, partnership, corporation or other entity may drill, cut, dig or excavate in or under the public right-of-way without first filing an application for and obtaining a right of way excavation permit. The application for the right of way excavation permit shall, however, be filed on the first business day on which the permit section of the DOT is staffed following the commencement of work. an emergency arises that affects the health and safety of the public or requires the restoration of a utility service and such an event occurs at a time other than normal business hours for DCAM, work may be performed in, on, over or under the public right-of-way without first obtaining a permit. If such event were to occur, the person, partnership, corporation or other entity performing said work must file for a permit from DCAM on the first business day following the commencement or performance of the work.

(c) Notwithstanding the requirements of Section 271-324(a), no permit shall be required for work in, on, over or under a street, i) which is located within a subdivision platted after January 1, 1992 and ii) which has not been accepted by the Board in accordance with Section 28-68.

Sec. 28-325. Application for right-of-way excavation permit.

~~(a) Application. The application for a right-of-way excavation permit shall be submitted to the permit section of the department of transportation and shall include the following:~~

- ~~(1) A properly executed permit application, in the form designated by the department, including but not limited to, the following information:
 - ~~(A) The name and address of the applicant;~~
 - ~~(B) The name and address of the person performing the work to be done in the right-of-way, if other than the applicant;~~
 - ~~(C) The nature of, and the reason for, the work to be performed;~~
 - ~~(D) The location of the worksite and the dimensions of the excavation;~~
 - ~~(E) The anticipated length of time to complete the work;~~
 - ~~(F) The method of traffic control to be used by the applicant at the worksite;~~
 - ~~(G) Any other pertinent information requested by the department of transportation; and~~
 - ~~(H) After September 1, 1985, certification that the work to be performed under the right-of-way excavation permit will be under the supervision of a person who has attended and satisfactorily completed the instructional program established pursuant to section 28-323(c).~~~~
- ~~(2) A general liability insurance policy as described in subsection (c), unless the applicant is a public utility or already has a statement of insurance on file;~~
- ~~(3) A performance or maintenance bond as specified in subsection (d), unless the applicant is a public utility;~~
- ~~(4) An indemnification agreement as specified in subsection (e), unless the applicant is a public utility and already has an approved indemnification agreement on file; and~~
- ~~(5) Written approval from the department of public works as specified in subsection (f), if the proposed work involves a sanitary sewer, storm sewer, or affects drainage within the public right-of-way.~~

~~(b) Permit fee. A permit fee of forty dollars (\$40.00) for a single cut shall be paid when application is submitted and is not refundable. Additional cuts on a new multiple cut permit shall require an additional payment of twenty dollars (\$20.00) per cut.~~

~~(c) General liability insurance policy. The applicant shall either file or have on file with the City of Indianapolis a general liability insurance policy. The statement of insurance shall be on file with either the division of development services or the department of metropolitan development or the DOT permit section. The insurance company shall be licensed to do business in the State of Indiana. The amount of insurance shall be not less than five hundred thousand dollars (\$500,000.00) for injury to one person and not less than one million dollars (\$1,000,000.00) for injuries to more than one person and not less than two hundred fifty thousand dollars (\$250,000.00) for damages to property. The insurance policy shall have a rider attachment for all listed general contractors to be covered on right-of-way excavation permit.~~

~~(d) Performance bond. The performance bond posted with respect to each permit shall not be released until an approved inspection is received on the restoration of the public right-of-way. The applicant shall either file or have on file with either the division of development services of the department of metropolitan development or the DOT permit section a performance/maintenance bond. The company writing the bond shall be licensed to do business in the State of Indiana. The bond shall be in the penal amount of not less than ten thousand dollars (\$10,000.00) for a single street cut and one hundred thousand dollars (\$100,000.00) for unlimited multiple street cuts in any year. The bond shall be in effect for a duration of three (3) years from the date of issuance of each permit.~~

~~(e) Indemnification agreement form. The applicant for a right-of-way excavation permit shall either file or have on file with either the division development of services of the department of metropolitan development or the permit section of the DOT an indemnification agreement to indemnify and hold~~

harmless the city from and against all claims, actions, damages and expenses, including reasonable attorneys' fees, based on any alleged injury (including death) to any person or damage to any property arising, or alleged to have arisen out of any act of commission or omission with respect to the activity or work of the applicant (or persons, corporations or firms authorized by the applicant) in a public right-of-way subject to the city's jurisdiction pursuant to a right-of-way excavation permit issued by the DOT.

(f) ~~Drainage approval.~~ The applicant for a right-of-way excavation permit shall submit a letter or form of approval from the department of public works with the application when the proposed work involves a sanitary sewer, storm sewer or affects drainage within a public right-of-way. The permit holder shall be responsible for maintaining adequate drainage flow during and after the work authorized by the right-of-way excavation permit.

(g) ~~Exemptions.~~ The requirements of subsections (b), (c), (d) and (e) shall not apply to applications on behalf of the departments of transportation or public works, if the work is to be performed by city employees.

~~Sec. 28-326. Issuance of right-of-way excavation permit.~~

(a) ~~Issuance.~~ Upon receipt of a completed application pursuant to section 28-325, approval of the work site, and payment of application and any other fees as specified, the DOT may issue a right-of-way excavation permit to the applicant. The DOT may issue the permit (by authorizing the work to proceed and assignment of a permit number) prior to receipt of the application and other required documentation, provided such application is submitted on the following business day.

(b) ~~Duration.~~ The permit shall be issued for a sixty (60) day time period, beginning at the time of its issuance. Upon applicant's justified request, the permit may be extended for sixty (60) days by the DOT.

(c) ~~Activation.~~ The applicant shall be responsible to activate the permit by notifying the inspection section, maintenance division, department of transportation at least one business day in advance of starting the work, unless the permit section authorizes that work to begin sooner. Upon notification and activation the permit holder must begin work within three business days. If, for any reason, the permit holder thereafter determines that he or it will not be able to perform the work or activity as scheduled, the permit holder shall immediately notify the inspection section.

(d) ~~Display of permit.~~ Once work commences in accordance with the issued right-of-way excavation permit, a copy of the permit shall be available at the worksite or the permit holder must be able to verify to a DOT inspector at the worksite that a permit has been issued and to whom.

~~Sec. 28-327. Standards for right-of-way excavation.~~

(a) ~~In general.~~ Any work within a public right-of-way for which a right-of-way permit is required by this article must be performed in accordance with, and conform to, the standards of this section.

(b) ~~Worksites.~~ The permit holder shall be responsible for the safe and expeditious movement of vehicular and pedestrian traffic through the worksite and for the safety of the work force performing the work in the public right-of-way pursuant to the right-of-way excavation permit.

(c) ~~Color Coding.~~ All cuts made in the road surface shall be color coded according to the purpose of the cut with a paint which will remain visible until final inspection is made. The color scheme to be used is:

Electric	Safety-Red
Cable television	Pink
Telephone Safety-Alert Orange	
Water	Safety-Precaution Blue
Oil	Grey
Gas High-Visibility Yellow	
Sanitary	Safety-Green
Steam	White

(d) ~~Removal of Surface.~~ The minimum width of all cuts shall be twelve (12) inches, unless a lesser width is specifically allowed by DOT.

(1) Concrete Streets and Alleys. Two methods of concrete surface removal are acceptable:

- (A) All cuts shall be sawed to one-third the depth of the pavement with a concrete saw. A minimum saw cut of two inches (2") is required. The cut shall then be completed with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut.
- (B) All cuts shall be made with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut. Before repair is made, the cuts shall be "squared". This shall be done by sawing to one-third the depth of the pavement with a concrete saw. A minimum saw cut of two inches (2") is required. The cut shall then be completed with a mechanical hammer equipped with a suitable chisel.

Whenever possible, cuts should be made at pavement joints. Where the area of the cut exceeds fifty percent (50%) of a panel or a diagonal cut is made, the entire panel shall be removed.

(2) Asphalt Streets and Alleys. Two methods of asphalt surface removal are acceptable:

- (A) All cuts shall be sawed to one-third the depth of the pavement and then completed with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut. A minimum saw cut of two (2) inches is required.
- (B) All cuts shall be made with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut. Before final repairs are made, the cuts shall be "squared". The edges of all cuts are to be straight.

(3) Brick Streets and Alleys. All cuts must be made with a mechanical hammer equipped with a suitable chisel.

(4) Asphalt over Concrete or Brick:

(A) Two methods of asphalt removal are acceptable:

- (i) All cuts shall be sawed to one-third the depth of the asphalt and then completed with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut.
- (ii) All cuts shall be made with a mechanical hammer equipped with a suitable chisel. Before final repairs are made, the cut shall be "squared". The edges of the asphalt are to be straight.

(B) Brick Removal. All cuts in the brick or concrete part of the pavement shall be made by a mechanical hammer equipped with a suitable chisel.

(5) Shot Seal Streets and Alleys. All cuts shall be made by a mechanical hammer equipped with a suitable chisel. The edges are to be straight and parallel.

(6) Stone and/or Gravel Streets and Alleys. All cuts may be made by mechanical or manual means.

(7) Sidewalks and Driveways:

(A) Two methods of concrete surface removal are acceptable:

- (i) All concrete surface cuts are to be sawed to a minimum depth of two (2") inches with a concrete saw and then completed with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut.
- (ii) All cuts shall be made with a mechanical hammer equipped with a suitable chisel. Before final repairs are made, the cuts shall be "squared". This shall be done by sawing to one-third the depth of the pavement with a concrete saw. A minimum saw cut of two (2") inches is required. The cuts shall then be completed with a mechanical hammer equipped with a suitable chisel.

Whenever possible, cuts should be made at pavement or panel joints. All panels of sidewalks that are cut are to be removed.

(B) Two methods of asphalt surface removal are acceptable:

- (i) All asphalt surface cuts are to be sawed to a minimum depth of two (2") inches and then completed with a mechanical hammer equipped with a suitable chisel, starting from the center of the cut. The edges of all cuts are to be straight.
- (ii) All cuts shall be made with a mechanical hammer equipped with a suitable chisel. Before final repairs are made, the cuts shall be "squared". The edges of all cuts shall be straight.

(C) All brick surface cuts are to be made with a mechanical hammer equipped with a suitable chisel.

(D) All stone or gravel surface cuts are to be made by a mechanical or manual means.

Sec. 28-328. Standards for restoration of the public right-of-way.

(a) In general. All cuts, excavations, or other damage done to the right-of-way pursuant to a valid right-of-way permit shall be restored in such a way as to return the right-of-way to its condition prior to any work performed in connection with a valid right-of-way permit. Restoration of the public right-of-way upon completion of work performed under a valid right-of-way permit shall be performed by the permit holder in accordance with the standards set forth in this section and the applicable regulations adopted by the transportation board.

(b) Specifications of materials. All materials, unless specifically stated otherwise, shall be in accordance with current "Indiana State Highway Commission Standard Specifications" and all revisions and addendums to that document. Flowable fill shall comply with the department of capital asset management technical specification on flowable fill.

(1) Granular backfill:

- | | |
|--------------|----------------------------------|
| (A) Subgrade | sand or "B" borrow flowable fill |
| (B) Subbase | No. 53 stone flowable fill |

(2) Concrete:

- | | |
|------------------------|--|
| Cement content | 6 bags per cubic yard, high early strength |
| Comprehensive strength | 4,000 PSI |
| Slump | 3 to 5 inches |
| Air entrainment | 5 to 8 per cent |
| Coarse aggregate | size 5L |
| Fine aggregate | 6-14A or 14B |

Retempering concrete by adding water or by other means will not be permitted for continuous operation. When concrete is delivered in transit mixers or agitators, water may be added and additional mixing performed in particular cases to increase the slump. The addition of water and mixing shall be under the direction a DOT inspector or engineer.

(3) Asphalt:

- | | |
|------------------------------------|--------------------------|
| (A) Hot asphaltic emulsion Surface | Type IV mixture |
| (B) Hot asphaltic emulsion Base | No. 4, No. 5, No. 5D |
| (C) Hot asphaltic emulsion Binder | No. 8, No. 9 |
| (D) Hot asphaltic concrete Surface | Type "B" mixture |
| (E) Hot asphaltic concrete Base | No. 4, No. 5 |
| (F) Hot asphaltic concrete Binder | No. 8, No. 9 |
| (G) Prime coat | Asphalt emulsion AE-PL |
| (H) Tack coat | Asphalt emulsion AE-T |
| (I) Cold mix bituminous | No. 5 limestone Class A |
| | No. 11 limestone Class A |

No. 24 natural sand Modified AE-300 or

Modified AE-150

- (i) Coarse patch mix. Cold mix bituminous coarse patch mix shall consist of a blend of No. 5 stone, No. 11 stone and No. 24 natural sand in accordance with the following percentage by weight: No. 5 stone, 40 per cent; No. 11 stone, 20 per cent; and No. 24 sand, 40 per cent. The bitumen residue (determined by ASTM D27 12 Method E vacuum extraction) shall be $4.4 + 0.3$ (6.3 per cent AE-300 or AE-150 modified with moisture). Only coarse patch mix previously approved by the DOT at the manufacturing plant may be used.
- (ii) Fine patch mix. Cold mix bituminous fine patch mix shall consist of a blend of No. 11 stone and No. 24 natural sand in accordance with the following percentage by weight: No. 11 stone, 60 per cent, and No. 24 sand, 40 per cent. The bitumen residue (determined by ASTM D2172 Method E vacuum extraction) shall be $4.6 + 0.3$ (6.3 per cent AE-300 or AE-150 modified with moisture). Only fine patch mix previously approved by the DOT at the manufacturing plant may be used.
- (4) Topsoil-agricultural limestone, fertilizer, grass seed mulch, sod, curing, compound and joint material are to be according to current "Indiana State Highway Commission Standard Specifications" and all revisions and addendums to that document.
- (e) Backfill. All excavations shall be backfilled in accordance with this subsection.
 - (1) Granular backfill. All cuts made in or under any road surface shall be backfilled with granular material. Where a cut either transverses or parallels the road surface, granular backfill shall be placed in that portion of the cut located within three (3) feet of the road surface or within a distance of equal to one half (1/2) the depth of the cut, whichever is greater. The permit holder, at its option, shall place granular backfill either:
 - (A) In 12 inch maximum loose lifts and compact each layer by mechanical means to at least ninety five (95) percent of its maximum dry density, or
 - (B) In 24 inch maximum loose lifts and compact each layer by a combination of saturation and mechanical means to at least ninety five (95) per cent of its maximum dry density, or
 - (C) In such other size lifts as has been certified to the DOT by a professional engineer to achieve at least ninety five (95) per cent of its maximum dry density for each lift using equipment available to the permit holder and approved by the DOT. Maximum dry density shall be determined in accordance with ASTM Designation D 698.
 - (D) If flowable fill is used as backfill, the permit holder shall place the granular backfill in accordance with department of capital asset management technical specification on flowable fill.
 - (2) Earth backfill. Earth backfill may be used in locations not requiring granular backfill. The earth backfill shall be made compatible with the adjacent surface. In established lawn areas, this includes compacting in not less than two (2) lifts for each five (5) feet of depth of the cut, topping off with topsoil, fertilizing, seeding, mulching and restoring all contours. If the contours are greater than a three to one (3:1) slope, restoration of the grass shall be made by sodding. Under sidewalks, the earth backfill shall be compacted in not less than three (3) lifts for each five (5) feet of depth of the cut. If the sidewalk fails as a result of settlement of a cut, the permit holder making such cut shall be responsible for repairing and restoring said sidewalk, including recompacting the backfill in the cut.
- (d) Temporary surface restoration. Temporary surface repairs may be made as follows:
 - (1) The surface may be temporarily repaired by use of cold mix bituminous to the top of the cut, compacted by a mechanical tamp or vibrator;
 - (2) Overnight while work is continually in progress, the cut may be covered with steel plates having a minimum thickness of three fourths inch which shall be secured so as not to move and so as not to constitute a hazard when open to traffic;

Any cut temporarily repaired under this section shall be permanently repaired, by removing the cold mix bituminous to a depth of at least one and one half (1 1/2) inches below the adjoining road surface and permanently restoring the cut as required in subsection (e) of this section. Final restoration of all cuts shall be made within thirty (30) days of the completion of the temporary repairs, except that cuts made between November 10 and April 1 need not be repaired until June 1. The permit holder shall notify the inspection section within two (2) business days of completion of final restoration.

(e) Permanent surface restoration. Permanent repairs shall be in accordance with the standards of this subsection. The restoration of the surface of all cuts shall be completed by such methods and in such manner that the plane of the surface of the repair, at the time of completion and thereafter, will be flush with all contiguous surfaces and will create no dissymmetry with the topography of the roadway.

- (1) Concrete streets and alleys. Final repairs to concrete streets and alleys are to be made with concrete. When repairing or replacing reinforced concrete having a thickness of six (6) inches or more, either (i) the steel reinforcement shall be replaced in kind (temporarily bending the reinforcing steel out of the way and then bending it back into position when the concrete is replaced) and properly fastened to the adjacent reinforcement, or (ii) No. 5 bars, two (2) feet long, shall be drilled and grouted into the existing pavement sides one foot deep at two foot center to center spacing with a minimum of two (2) bars per side. If the concrete being replaced or repaired is less than six (6) inches thick, the steel reinforcement may be replaced in kind and properly fastened to the adjacent reinforcement or the repaired and replaced concrete may be bonded to the existing concrete by epoxy. All new concrete must be protected against excessive dehydration by the application of a membrane type curing compound. The new concrete shall be protected from all traffic for thirty six (36) hours. If this is done by the use of plates, the plates shall be steel with a minimum three fourths inch thickness. These plates shall be secured so as not to move and so as not to constitute a hazard when they are open to traffic.
- (2) Asphalt streets and alleys. The base material used in connection with all final repairs to asphalt streets and alleys shall be either hot asphalt or cold mix bituminous coarse patch mix placed in four inch lifts compacted with a mechanical tamp or vibrator. A one and one half inch hot asphalt surface shall be used on any asphalt surface street repair except when repairs are made in any thoroughfare, or any roadway other than a thoroughfare where so designated by the DOT, when such thoroughfare or roadway has been assigned a project number for resurfacing, in which case the one and one half inch hot asphalt surface may be deleted and the base material brought up to the level of the existing pavement. All edges or joint of existing pavement shall be thoroughly cleaned and tack coated prior to the placement of the hot asphalt surface. All faces of exposed curbing shall be tacked below the finished pavement elevation. All joints shall be sealed with a hot iron.
- (3) Brick streets and alleys. Brick streets shall be restored to their original surface condition and pattern. At the discretion of the DOT, brick alleys shall be restored to their original surface condition and pattern. If such repair of an alley is not directed, the repairs shall be made with concrete. All new concrete shall be protected against all excessive dehydration by the application of a membrane type curing compound. The new concrete shall be protected from all traffic for thirty six (36) hours. If this is done by the use of plates, the plates shall be steel with a minimum three fourths inch thickness. These plates shall be secured so as not to move and so as not to constitute a hazard when they are open to traffic.
- (4) Asphalt over concrete or brick streets. As a general rule, whatever type of material that was excavated shall be replaced.
 - (A) Concrete or deep strength asphalt is to be used to replace concrete or brick to the level of the existing concrete base. The new concrete shall be protected against excessive dehydration by the application of a membrane type curing compound. The new concrete shall be protected from all traffic for thirty six (36) hours. If this is done by the use of plates, the plates shall be steel with a minimum three fourths inch thickness. These plates shall be secured so as not to move and so as not to constitute a hazard when they are open to traffic. Asphalt shall then be used to complete the repair. The concrete and all vertical sides shall be thoroughly cleaned and tacked. All faces of exposed curbing shall be tacked below the finish elevation. Asphalt shall be placed in three inch lifts and compacted with a mechanical tamp or vibrator. The top one and one half (1 1/2) inches shall be hot mix asphalt. All joints shall be sealed with a hot iron.

- (B) ~~At the discretion of DOT, repairs to asphalt over concrete or brick streets and alleys may be made completely with asphalt. All vertical sides shall be thoroughly cleaned and tacked. All faces of exposed curbing shall be tacked below the finish elevation. Asphalt shall be placed in three inch lifts and compacted with a mechanical tamp or vibrator. The top one and one half (1/2) inches shall be hot mix asphalt. All joints are to be sealed with a hot iron.~~
- (5) ~~Shot seal streets or alleys. All repairs shall be made with asphalt. Asphalt shall be placed in three inch lifts and compacted with a mechanical tamp or vibrator.~~
- (6) ~~Stone or gravel street. All repairs shall be made with granular backfill.~~
- (7) ~~Sidewalks:~~
 - (A) ~~Brick sidewalks are to be restored to their original surface condition and pattern.~~
 - (B) ~~Concrete sidewalks are to be repaired with concrete. However, it does not have to be high early strength. All new concrete must be protected against excessive dehydration by the application of a membrane type curing compound. The new concrete shall be protected from all traffic for thirty-six (36) hours. If this is done by the use of plates, the plates shall be steel with a minimum three fourths inch thickness. These plates shall be secured so as not to move and so as not to constitute a hazard when they are open to traffic.~~
 - (C) ~~Asphalt sidewalks shall be repaired with asphalt. All edges or joints of existing pavement shall be thoroughly cleaned and tacked. Asphalt shall be placed in three inch lifts and shall be compacted by a mechanical tamp or vibrator. All joints shall be sealed with a hot iron.~~
 - (D) ~~Gravel or stone sidewalks shall be restored to within six (6) inches of the surface with No. 53 stone or granular material and then topped off with material similar to the original surface.~~
 - (E) ~~If the cut is outside three (3) feet of the road surface or outside a distance equal to one half the depth of the cut, whichever is greater, the cut may be backfilled with earth backfill compacted in not less than three (3) lifts for each five (5) feet of depth of the cut.~~
- (8) ~~Driveways:~~
 - (A) ~~Brick driveways shall be restored to their original surface and pattern.~~
 - (B) ~~Concrete driveways shall be repaired with concrete to original specifications. The new concrete shall be protected against excessive dehydration by the application of a membrane type curing compound. The new concrete shall be protected from all traffic for thirty-six (36) hours. If this is done by the use of plates, the plates shall be steel with a minimum three fourths inch thickness. These plates shall be secured so as not to move and so as not to constitute a hazard when they are open to traffic.~~
 - (C) ~~Asphalt driveways shall be repaired with asphalt. All edges or joints of existing pavement shall be thoroughly cleaned and tacked. Asphalt shall be placed in three inch lifts and is to be compacted by mechanical tamp or vibrator. The top one and one half (1 1/2) inches shall be hot mix asphalt. All joints shall be sealed with a hot iron.~~
 - (D) ~~Gravel or stone driveways shall be restored to six (6) inches of the surface with No. 53 stone or granular material and topped off with material similar to the original surface.~~
 - (E) ~~If the cut is outside three (3) feet of the road surface or outside a distance equal to one half of the depth of the cut, whichever is greater, the cut may be backfilled with earth backfill compacted in not less than three (3) lifts for each five (5) feet of depth of the cut.~~
- (9) ~~Gravel or stone berm. All repairs to gravel or stone berms shall be restored to within twelve (12) inches of the surface with compacted granular backfill, and topped off with material similar to the original surface. If the cut is outside three (3) feet of the road surface or outside a distance~~

equal to one-half the depth of the cut, whichever is greater, the cut may be backfilled with earth backfill.

(f) Resurfacing because of cuts. The DOT shall determine it necessary to resurface the pavement in any five-hundred-foot segment if either of the following conditions are found since the segment was last resurfaced:

- (1) Cut(s) encompass more than thirty-three (33) per cent of the total square footage; or
- (2) Ten (10) or more lateral cuts on any, or a combination of any, of the lanes.

DOT having made the determination to resurface, then such permit holder or combination of permit holders shall be liable for the cost of resurfacing the pavement surface, which cost shall not exceed the cost of a one-inch overlay of hot asphalt over the area to be resurfaced. The DOT shall notify the responsible permit holder or combination of permit holders, as well as all utilities, that the pavement surface in that location will be resurfaced, if possible during the next construction season, but such construction will commence no later than one hundred eighty (180) days after notification by the DOT. Utilities should perform whatever work they desire to do in the right of way in that area prior to the resurfacing. The DOT shall be responsible for contracting, supervising and inspecting the resurfacing and upon completion of the resurfacing, shall bill the responsible permit holder or combination of permit holders for it or their share of the cost of the resurfacing. If more than one construction season has passed, the cost shall be based on the cost of resurfacing in the first construction season following the DOT's notification that the area will be resurfaced. When a combination of permit holders is involved, the cost for the resurfacing, as limited above, shall be allocated by the DOT among the permit holders based on the ratio of square footage of pavement surface within the area disturbed by all permit holders. The issuance of a right-of-way excavation permit by the department of transportation and the acceptance of the permit by an applicant/permit holder shall be construed as agreement to this resurfacing requirement.

(g) Lawn restorations. Within thirty (30) days after completion and restoration of a cut in a portion of an established lawn within the public right of way, the permit holder shall inspect the cut and if it has settled more than two (2) inches below the adjacent surface, the permit holder will fill and compact the settled area and reseed or resod. The permit holder shall inspect the cut again within thirty (30) days following the original restoration and, if the cut has again settled more than two (2) inches below the adjacent surface, shall fill and compact the settled area and reseed or resod. Such inspections and fillings will continue each thirty (30) days until an inspection discloses that the cut has not settled more than two (2) inches below the adjacent surface in any thirty-day period.

Sec. 28-329. Inspection and testing.

(a) Within thirty (30) days after completion of temporary and final restoration of all cuts and after any repairs requested pursuant to subsection (b), the inspection section, maintenance division, department of transportation, shall inspect each cut and its restoration and may test such restorations by use of deflection testing equipment.

(b) If the inspection discloses that the restoration was not done in the manner required by this article and the regulations adopted hereunder, does not satisfy the standard of subsection (e) of section 28-328, or after September 1, 1985, has a test deflection in excess of any standards adopted by the transportation board, the inspection section shall so notify the permit holder. Within five (5) working days of such notification, the permit holder shall repair and resurface the cut to comply with this article and pay to the DOT an additional fee of one hundred dollars (\$100.00) for reinspection of the repair.

(c) The permit holder shall be responsible for all pavement cuts until such time as the pavement area in which such cut was made is resurfaced. In the event the DOT determines that a cut was not restored in accordance with the provisions of the article or the board's regulations or that the cut has failed for any reason, the DOT shall direct the permit holder who made such cut to take corrective action. If such action is not taken within five (5) working days after notification, or such shorter time as directed by the DOT if the DOT determines that the failed cut poses a significant danger to the traveling public, the DOT shall take whatever action it deems necessary to protect the safety of the public and the permit holder shall be assessed an amount sufficient to reimburse the DOT for any expenses it may have incurred therewith, plus fees in the amount specified in the regulations adopted by the board establishing fees for the enforcement of the standards established by this article and the regulations adopted by the board pursuant to this article.

Sec. 28-330. Waivers rescinded.

~~All waivers granted by the Director of the DOT pursuant to the "Right of way Activity Manual," with amendments, made a part of the Code of Indianapolis and Marion County by General Ordinance 37, 1980 and General Ordinance 50, 1982, are hereby rescinded.~~

Sec. ~~28-331~~ 645-325. Violations.

(a) Violations of the ~~standards established by~~ provisions of this chapter article, or the provisions of the regulations adopted by the board pursuant to this article shall subject the permit holders to payment of fees specified in the regulations adopted by the board establishing a schedule of fees for the enforcement of ~~the standards established by this article and~~ the regulations adopted by the board pursuant to this article.

(b) Failure to conform to any of the provisions of this ordinance, including any standards established by ~~the department of transportation shall constitute~~ regulations adopted by the board shall constitute a violation of this ordinance. All violations shall be subject to the penalties of section ~~4-8 103-3~~ of this Code.

SECTION 2. This ordinance shall be in full force and affect upon adoption and compliance with IC 36-3-4-14, provided, however the provisions of Sections 28-321, 28-323(d), 28-325, 28-326, 28-327, 28-328, 28-329, and 28-330 shall remain in full force and effect until regulations authorized by Section 645-323 are adopted, promulgated and effective.

SECTION 3. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

PROPOSAL NO. 477, 1996. In Councillor Dowden's absence, Councillor Curry reported that the Public Safety and Criminal Justice Committee heard Proposal No. 477, 1996 on July 24, 1996. The proposal elects to fund MECA operations in calendar year 1997 with \$2 million of COIT revenue. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Talley, for adoption. Proposal No. 477, 1996 was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford*

0 NAYS:

5 NOT VOTING: *Black, Franklin, Gray, Talley, Williams*

1 ABSENT: *Dowden*

Proposal No. 477, 1996 was retitled SPECIAL RESOLUTION NO. 11, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1996

A SPECIAL ORDINANCE electing to fund MECA in 1997 with County Option Income Tax (COIT) Revenues.

August 5, 1996

WHEREAS, IC 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications system and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under IC 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency ("MECA") is the governing body of the Consolidated City of Indianapolis and Marion County public safety communications system and computer facilities district ("District"); and

WHEREAS, to make such an election for 1997, the City-County Council, prior to September 1, 1996, must pass an ordinance specifying the amount of the certified distribution to be used to fund the District; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby elects to fund the operation of the District through MECA in 1997 from part of the certified distribution the county is to receive under IC 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is \$2,000,000.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 502, 503, and 504, 1996 on July 23, 1996.

PROPOSAL NO. 502, 1996. The proposal amends Chapter 851 of the Revised Code concerning cable television. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Black, for adoption. Proposal No. 502, 1996, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Franklin, Gilmer, Williams

1 ABSENT: Dowden

Proposal No. 502, 1996, as amended, was retitled GENERAL ORDINANCE NO. 125, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 125, 1996

A GENERAL ORDINANCE amending Chapter 851 of the Revised Code concerning cable television.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 851 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

ARTICLE I. IN GENERAL

Sec. 851-101. Statutory authority; findings.

(a) The council determines that the public interests will best be served by franchising cable programming delivery systems to the extent authorized by law.

(b) The council hereby finds that it is in the interest of the city that the public ways be used to make cable programming available to the people of the city. It is intended that the provisions of this chapter should facilitate and encourage orderly and responsible development of systems which will provide the people of the city with cable programming services which are versatile, reliable and efficient, which are responsive to the needs and interests of the community; and which provide the widest possible diversity of information sources and services to the public. The provisions of this chapter shall be construed liberally to further these purposes and to promote competition in the provision of such services.

Sec. 851-102. Definitions.

As used in this chapter:

(a) The term *act* means the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992 and the Telecommunications Act of 1996, an amendments to the Communications Act of 1934 (47 U.S.C. Section 521 et seq.); as the same may be amended or supplemented from time to time.

(b) The term *affiliate*, when used in relation to any person or entity, means another person or entity who owns or controls, is owned or controlled by, or is under common ownership or control with, such person or entity.

(c) The term *board* means the cable franchise board of the city, created by section 285-111 of the Revised Code of the Consolidated City and County, and its successors.

(d) The term *cable channel* or *channel* means a portion of the electromagnetic frequency spectrum which is used in a cable system and which is capable of delivering a television channel (as television channel is defined by the Federal Communications Commission by regulation).

(e) The term *cable service* means the one-way transmission to subscribers of (i) video programming, or (ii) other programming service, and subscriber interaction, if any, which is required for the selection or use of such video programming or other programming service.

(f) The term *cable system* or *system* means a facility, consisting of a set of closed transmission paths and associated signal generation, reception and control equipment, that is designed to provide cable service which includes video programming and which is provided to multiple subscribers within the city, but such term does not include (A) a facility that serves only to retransmit the television signals of one or more television broadcast stations; (B) a facility that serves subscribers without using any public right-of-way; (C) a facility of a common carrier which is subject, in whole or in part, to the provisions of title II of the Act, except that such facility shall be considered a cable system (other than for purposes of section 621 (c) of the Act (47 U.S.C. Section 541 (c)) to the extent such facility is used in the transmission of video programming directly to subscribers; or (D) any facilities of any electric utility used solely for operating its electric utility systems.

(g) The term *entity* means any corporation, partnership, limited liability company, association, joint stock company, joint venture, trust, or governmental or business entity.

(h) The term *franchise* means an initial authorization, or renewal thereof (including a renewal of an authorization which has been granted subject to Section 626 of the Act (47 U.S.C. Section 546)), issued by the city whether such authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, which authorizes the construction and operation of a cable system.

(i) The term *franchise administrator* means that officer or employee of the city or cable franchise agency designated by the cable franchise board to perform the duties assigned to such position by this chapter.

(j) The term *gross revenues* means any and all revenues derived from the operations of the operator's cable system to provide cable services.

(k) The term *institutional network* means a system or portion of a system whose use is restricted to governmental and educational operations.

~~(l) The term *landlord-restricted cable services* means cable television services provided to multiple dwelling units pursuant to a private cable service contract with the owner or manager.~~

~~(m) The term *limited cable system* means a cable system used to provide cable service only to (A) one (1) or more multiple-unit dwellings under common ownership, control, or management, where such facility or facilities use any public right-of-way or (B) one (1) or more multiple-unit dwellings not under common ownership, control, or management.~~

~~(n) The term *manager* means the owner or any other person or entity authorized by the owner of a multiple-unit dwelling to contract for private cable services to such multiple-unit dwelling.~~

(e) The term *operator* or *cable operator* means any person or entity or group of persons or entities (A) who provides cable service over a cable system and directly or through one (1) or more affiliates owns a significant interest in such cable system, or (B) who otherwise controls or is responsible for, through any arrangement, the management and operation of such a cable system and who has been granted a franchise by the city or by any predecessor, governmental officer or organization authorized to grant a franchise.

(pm) The term *other programming service* means information that a cable operator makes available to all subscribers generally.

(qn) The term *person* means an individual.

~~(r) The term *private cable service contract* means a contract or agreement between the operator of a limited cable system, including an applicant, for landlord-restricted cable services, and the owner or manager of a multiple-unit dwelling complex, which authorizes such operator to provide a limited cable service to occupants of such multiple-unit dwelling complex.~~

(sq) The term *public, education, or governmental access facilities* means (A) channel capacity designated for public, educational, or governmental use; and (B) facilities and equipment for the use of such channel capacity.

~~(t) The term *separate limited cable service area* means the area containing one (1) or more multiple-unit dwellings which is included in the geographic area of a special cable franchise granted under this chapter.~~

~~(u) The term *special cable franchise* means a franchise to operate a limited cable television system.~~

~~(v) The term *special cable operator* has the same meaning as "operator" under this section, except that the term applies solely to a limited private cable system.~~

(wp) The term *subscriber* means any person or entity who contracts or agrees to purchase the regular subscriber service, pay television, or any other service provided by a cable system, and includes anyone actually authorized to use and using such service, even if the person or entity does not pay the charges for such services.

~~(x) The term *telecommunications services* means all transmission of data, voice, or video, including cable services, unless the transmissions are regulated by some other federal or state authority.~~

(yq) The term *video programming services* means programming provided by, or generally considered comparable to programming provided by, a television broadcast station.

Sec. 851-103. Previously awarded franchises.

This chapter shall apply to all franchise contracts ~~whether granted before, on or after the effective date of this chapter. With respect to franchises validly existing on the effective date of this chapter, the provisions of this chapter shall be construed and applied (i) so as to be consistent with subsections 626 of the Act (a) (g) (47 U.S.C. Section 546(a) (g)) and (ii) so as to impose no requirement contrary to applicable law.~~

Sec. 851-104. Franchise required.

No person or entity shall operate a cable system within the city for which a franchise is required under Title VI of the Act without having first obtained a franchise granted subject to this chapter. ~~from the city.~~

However, so long as federal law exempts the following from local regulation, a franchise is not required for:

- ~~(1) A facility that serves only to retransmit the television signals of one (1) or more television broadcast stations;~~
- ~~(2) A facility that serves only subscribers in one (1) or more multiple-unit dwellings under common ownership, control, or management, unless such facility or facilities use any public right of way;~~
- ~~(3) A facility of a common carrier which is subject, in whole or in part, to the provisions of Title II of the Communications Act of 1934, as amended, unless such facility is used in the transmission of video programming, whether on a common carrier or noncommon carrier basis directly to customers; or~~
- ~~(4) Any facilities of any electric utility used solely for operating its electric utility systems.~~

Sec. 851-105. Franchises not exclusive.

(a) The granting of a cable franchise shall not grant the operator any rights to exclude any other franchised operator from providing services within the geographic areas included in the cable franchise.

~~(b) Any agreement between the operator and the owner of a multiple dwelling unit which restricts other franchised operators from providing services to the occupants of those units may be enforced only to the extent valid from time to time under applicable law. To the extent that such agreements may, at any time, become unenforceable under applicable law which applies to all franchise holders, the operator under a franchise shall take no action to enforce such exclusive rights.~~

~~(c) On or before January 1, 1997, the operator, under a franchise that is issued or renewed after May 1, 1994, shall file with the cable franchise board a list of all private cable service contracts which purport to grant the operator an exclusive right to provide cable services to occupants of multiple dwelling units. Such list shall identify the owner or manager that made the agreement, the location of the units covered by the agreement, and the date the agreement expires. Thereafter, the operator shall file an amended or supplemental list within thirty (30) days after any change in such information becomes known to the operator.~~

~~(d) To the extent that payments are made to the owner or manager of a multiple dwelling unit for exclusive rights to provide cable services within a multiple dwelling unit, such payments shall not be deemed a cost of providing service for purposes of establishing rates to be charged to consumers of the cable services.~~

Secs. 851-106--851-200. Reserved.

ARTICLE II. PROCEDURES FOR APPLICATION, GRANT, RENEWAL, MODIFICATION OR TRANSFER OF CABLE FRANCHISES

DIVISION 1. AUTHORITY

Sec. 851-211. Authority to approve cable franchises.

Subject to the provisions of this article, the city-county council is hereby authorized to approve one (1) or more nonexclusive franchising contracts conveying the right to construct, operate and maintain, within the public ways in the city, poles, cables and any other equipment necessary to the operation of a cable system within a designated area or areas for the period of time specified in the franchise.

Secs. 851-212--851-220. Reserved.

DIVISION 2. PETITIONS FOR GRANT OF CABLE FRANCHISE, OTHER THAN AN ACT RENEWAL FRANCHISE

Sec. 851-221. Petition for franchise.

Any person or entity interested in obtaining a cable franchise, except a cable operator, may file a petition expressing such interest with the franchise administrator. The petition must contain or be accompanied by:

- (1) A description of the geographic area proposed to be served with sufficient particularity as to enable a reasonable determination of the boundaries of such area and the proposed location of the cable system's facilities;
- (2) A description of the type of service to be provided by the petitioner;
- (3) An explanation of the reasons why the granting of a franchise for the area described would be in the best interests of the city and its citizens and would not adversely affect the provision of cable service by existing franchisees, and that the proposed facilities will not substantially and unreasonably interfere with current or planned uses of the public ways; and
- (4) The filing fee specified in section 851-261.

Sec. 851-222. Board action on petition.

(a) Upon the receipt of a petition under section 851-221, the franchise administrator shall review the petition and forward to the board and to the clerk a recommendation either:

- (1) That a request for proposals for a cable franchise should be issued; or
- (2) That the petitioner should be required to file an application containing certain of the information listed in section 851-223; or
- (3) That the award of a franchise as proposed in the petition would not promote effective competition or serve the public interest.

(b) The board may determine to accept the franchise administrator's recommendation or to modify the recommendation. In making its decision, the board may conduct such investigations as it deems appropriate to identify the future cable-related needs and interests of the community, provided that the board shall hold at least one (1) public hearing at which interested parties may appear and offer evidence concerning the recommendation made pursuant to subsection (a). Notice of the time and place of the public hearing shall be given in accordance with IC 5-3-1. Personal notice of the time and place of the public hearing shall be given by mail to the petitioner and to all other operators of cable systems regulated by this chapter. The board's decision to accept the franchise administrator's recommendation or to modify the recommendation shall be made within ninety (90) days of the date on which the petition was received by the franchise administrator.

(c) In making its determination, the board shall consider the best interests of the city and its citizens and whether the refusal to award an additional competitive franchise as proposed in the petition would be unreasonable.

(d) The board's recommendation will be in writing made a part of the records of the board, and provided to the petitioner and to all other operators of cable systems regulated by this chapter.

Sec. 851-223. Council action on petition.

The board's recommendation shall be filed with the clerk, and referred to the council committee assigned to review cable system franchises. Such committee may hold a public hearing to consider the recommendation of the board. The committee may propose that the council affirm or modify the board's recommendation by adopting a resolution. The council committee may hold such public hearings and meetings and conduct such investigations as it deems appropriate. The council may specify such requirements for the request for proposals or applications as the council deems appropriate. The board's recommendation will be considered final if the council does not adopt a resolution as provided herein within sixty (60) days of the board's filing of its recommendation with the clerk.

Sec. 851-224. Reserved powers of board and council.

(a) Nothing in this chapter shall be construed to limit the power of the council to issue a request for proposals on its own initiative.

(b) The board may also at any time, on its own motion, conduct public hearings to determine whether it is feasible or desirable to recommend issuing a request for proposals. Such hearings shall be advertised in accordance with the provisions of IC 5-3-1.

(c) The board or council may for good cause extend any of the time limits imposed in this article.

Secs. 851-225--851-230. Reserved.

DIVISION 3. APPLICATIONS AND REQUESTS FOR PROPOSALS

Sec. 851-231. Requests for proposals.

(a) If the board's recommendation as approved by the council is to issue a request for proposals, the council shall cause to be prepared, for board approval, a request for proposals (RFP).

(b) Upon the approval of the request for proposals, the board shall give notice of the request for proposals:

(1) In accordance with IC 5-3-1; and

(2) By mailing of the notice to any person or entity the board knows to be interested in submitting a proposal.

The board may, in its discretion, publish the notice in any newspaper of national circulation and in trade magazines or publications of the cable television or telecommunications services industry.

(c) The notice shall name a date upon which proposals must be received at the office of the clerk and shall state that the forms of the request for proposals are available at the office of the board. The date for the receipt of the proposals shall not be sooner than thirty (30) days following the first publication of the notice required by subsection (b).

(d) All responses to a request for proposals shall be filed with the clerk and referred to the council committee assigned to review cable system franchises.

Sec. 851-232. Applications.

If the board's recommendation as approved by the council is that the petitioner be required to file an application containing certain of the information specified in section 851-233, such application shall be filed with the clerk no later than sixty (60) days after the council action becomes final.

Sec. 851-233. Contents of requests for proposals and applications.

(a) An RFP for the grant of a cable franchise, ~~including a renewal franchise under subsection 626(e) of the Act (47 U.S.C. Section 546(e)), to a person or entity other than a cable operator~~ shall require, at a minimum, the following information:

(1) Name and address of the person or entity applying for a franchise (hereinafter "the applicant") and identification of the ownership and control of the applicant, including: the names and addresses of the ten (10) largest holders of an ownership interest in the applicant and affiliates of the applicant, and all persons or entities with five (5) percent or more ownership interest in the applicant and its affiliates; the persons or entities who control the applicant and its affiliates; all officers and directors of the applicant and its affiliates; and any other business affiliation and cable system ownership interest of each named person or entity.

(2) A demonstration of the applicant's technical ability to construct and/or operate the proposed cable system, including identification of key personnel, their titles and responsibilities.

- (3) A demonstration of the applicant's legal qualifications to construct and/or operate the proposed cable system including, but not limited to, a demonstration that the applicant meets the following criteria:
- a. The applicant must not have submitted an application for an initial or renewal franchise to the city, which was denied on the ground that the applicant failed to propose a system meeting the cable-related needs and interests of the community, or as to which any challenges to such franchising decision were finally resolved adversely to the applicant within three (3) years preceding the submission of the application.
 - b. The applicant must not have had any cable television franchise validly revoked by any franchising authority within three (3) years preceding the submission of the application.
 - c. The applicant must have the necessary authority under Indiana law to operate a cable system.
 - d. The applicant shall not be issued a franchise if it may not hold the franchise as a matter of federal law. An applicant must have, or show that it is qualified to obtain, any necessary federal franchises or waivers required to operate the system proposed.
 - e. The applicant shall not be issued a franchise if, at any time during the ten (10) years preceding the submission of the application, the applicant was convicted of any act or omission of such character that the applicant cannot be relied upon to deal truthfully with the city and the subscribers of the cable system, or to substantially comply with its lawful obligations under applicable law, including obligations under consumer protection laws and laws prohibiting anticompetitive acts, fraud, racketeering, or other similar conduct.
 - f. The applicant shall not be issued a franchise if it files materially misleading information in its application or intentionally withholds information that the applicant lawfully is required to provide.
 - g. The applicant shall not be issued a franchise if an elected official of the city holds a controlling interest in the applicant or an affiliate of the applicant.

Notwithstanding the foregoing, the city shall provide an opportunity to an applicant to show that it would be inappropriate to deny it a franchise under section 851-236, by virtue of the particular circumstances surrounding the matter and the steps taken by the applicant to cure all harms flowing therefrom and prevent their recurrence, the lack of involvement of the applicant's principals, or the remoteness of the matter from the operation of cable systems.

- (4) A statement prepared by a certified public accountant regarding the applicant's financial ability to complete the construction and operation of the cable system proposed.
- (5) A description of the applicant's prior experience in cable system ownership, construction, and operation, and identification of communities in which the applicant or any of its principals have, or have had, a cable franchise or franchise or any interest therein, provided that an applicant that holds a franchise for the city and is seeking renewal of that franchise need only provide this information for other communities where its franchise was scheduled to expire in the two (2) calendar years prior to and after its application was submitted.
- (6) A description of the area or areas of the requested franchise with sufficient particularity as to enable a reasonable determination of the boundaries of such area; provided that during the hearing process the board and council may consider modifications to the description of the area of franchise in any franchise application.
- (7) A detailed description of the physical facilities proposed, including channel capacity, technical design, performance characteristics, headend, and access facilities.
- (8) Where applicable, a description of the construction of the proposed system, including an estimate of plant mileage and its location; the proposed construction schedule; a description, where appropriate, of how services will be converted from existing facilities to new facilities; and information on the availability of space in conduits including, where appropriate, an estimate of the cost of any necessary rearrangement of existing facilities.

- (9) The proposed rate structure, including projected charges for each service tier, installation, converters, and all other proposed equipment or services.
 - (10) A description of the insurance policies to be acquired in satisfaction of the requirements of this chapter.
 - (11) A demonstration of how the applicant will reasonably meet the future cable-related needs and interests of the community, including descriptions of how the applicant will meet the needs described in any recent community needs assessment conducted by or for the city, and how the applicant will provide adequate public, educational, and governmental access channel capacity, facilities or financial support to meet the community's needs and interests.
 - (12) A detailed and complete financial statement of the applicant, prepared by a certified public accountant, for the fiscal year next preceding the date of the application hereunder, or a letter or other acceptable evidence in writing from a recognized lending institution or funding source, addressed to both the applicant and the board, setting forth a clear statement of its intent as a lending institution or funding source to provide whatever capital shall be required by the applicant to construct and operate the proposed system in the city, or a statement from a certified public accountant, certifying that the applicant has available sufficient free net and uncommitted cash resources to construct and operate the proposed system in the city, or other acceptable evidence in writing that the applicant is financially capable of constructing and operating the proposed system.
 - (13) Pro forma financial projections for the proposed franchise term, including a statement of projected income, and a schedule of planned capital additions, with all significant assumptions explained in notes or supporting schedules.
 - (14) If the applicant proposes to provide cable service to an area already served by an existing cable franchisee, the identification of the area where the overbuild would occur, the potential subscriber density in the area that would encompass the overbuild, and the ability of the public rights-of-way and other property that would be used by the applicant to accommodate an additional system.
 - (15) A copy of any agreement covering the franchise area, if existing between the applicant and any public utility subject to regulation by the Indiana Utility Regulatory Commission, providing for use of any facilities of the public utility including, but not limited to, poles, lines or conduits.
 - (16) Any other information as may be reasonably necessary to demonstrate compliance with the requirements of this chapter.
 - (17) Information that the city may request of the applicant that is relevant to the city's consideration of the application.
 - (18) An agreement by the applicant to reimburse the city its reasonable out-of-pocket expenses in considering the application in an amount set by the board.
 - ~~(19) If the application is for a special cable franchise, evidence that the owner or manager of each multiple unit dwelling to be served by the limited cable system has agreed to receive such service, which evidence may consist of a certification from such owner or manager certifying to the existence of a private cable service contract between such owner or manager and the applicant and a description of the property.~~
 - ~~(20) If the application is for a special cable franchise, the number of multiple dwelling units included in a proposed franchise area for a limited cable system that are being served under private cable service contracts that expire in less than four (4) years from the date of the franchise application.~~
 - (21) An affidavit or declaration of the applicant or authorized officer certifying the truth and accuracy of the information in the application, acknowledging the enforceability of application commitments, and certifying that the application meets all federal and state law requirements.
- (b) Any application submitted for the grant, renewal, or transfer of a franchise (other than an application submitted pursuant to subsection 626(h) of the Act (47 U.S.C. Section 546(h))) shall contain, at

a minimum, the information listed in subsection (a), unless the board or council determines that one (1) or more of those items are not required.

Sec. 851-234. Report on applications or proposals and notification of operators.

Upon receipt of the applications or proposals for a franchise the clerk shall refer the same to the board, which may cause to be prepared an evaluation of the applications or proposals and a recommendation whether any applicant should be granted a franchise. The board's evaluation and recommendation shall be filed with the clerk within sixty (60) days. The clerk shall also send written notification of the receipt of such applications or proposal(s) to all cable system operators which have a franchise governed by this chapter.

Sec. 851-235. Hearing on proposals or applications.

(a) Within seventy-five (75) days of receipt of the applications or proposals, the council committee shall hold a public hearing to take evidence and hear argument on whether to grant a cable franchise to one (1) or more of the applicants either in the form proposed in the applications or proposals, or proposed by the board, or otherwise, and if so, the nature and extent thereof. The council committee shall base its determination hereunder on the criteria contained in section 851-236. The clerk shall give notice of such hearing in accordance with IC 5-3-1, and if the council committee or board deems appropriate, in one (1) or more trade journals of the cable television or telecommunications services industry.

(b) At the time set for such hearing, or an adjournment thereof, the council committee shall proceed to hear all written protests and other submissions and to hear evidence and arguments from any interested persons or entities in addition to any applicants or potential applicants. A record shall be kept of such hearing and the evidence presented therein.

(c) The council or its committee may propound regulations to govern the conduct of such hearings so as to allow for the orderly and efficient presentation of evidence and argument, and to prevent unnecessary duplication or delay.

Sec. 851-236. Factors governing council's determination.

(a) In making any determination hereunder, the council committee shall base its decision on the following factors:

- ~~(1) The extent to which the applicant has substantially complied with the applicable law and the material terms of any existing cable franchise for the city.~~
- ~~(2) Whether the quality of the applicant's service under any existing franchise in the city, including signal quality, response to customer complaints, billing practices, and the like, has been reasonable in light of the needs and interests of the communities served.~~
- (31) The quality of the service which the applicant promises and of which the applicant is capable.
- (42) Whether the applicant has the financial, technical, and legal qualifications to provide cable service.
- (53) Whether the application satisfies any minimum requirements established by the city and is otherwise reasonable to meet the future cable-related needs and interests of the community, taking into account the cost of meeting such needs and interests.
- (64) Whether the applicant will provide adequate public, educational, and governmental access channel capacity, facilities, equipment or financial support and/or channel capacity on institutional networks for educational and governmental uses.
- (75) That applicant provides cable channels for commercial use in conformity with the requirements of Section 612 of the Act (47 U.S.C. Section 532).
- (86) That applicant promises to provide cable service to subscribers on a nondiscriminatory basis and to provide such service to any group of residential subscribers regardless of the income of the residents of the local area in which such group resides.

- (97) That the applicant agrees to provide cable service within all areas having a specified density of living units within the franchise territory. Such density shall be expressed in terms of number of living units per mile of system.
 - (408) The rates to the subscribers.
 - (419) The income and expense to the city.
 - (4210) Whether issuance of a franchise is warranted in the public interest considering the immediate and future effect on the public ways and private property that would be used by the cable system, including the extent to which installation or maintenance as planned would require replacement of property or involve disruption of property, public services, or use of the public ways; the effect of granting a franchise on the ability of cable to meet the cable-related needs and interests of the community; and the comparative superiority or inferiority of competing applications.
 - (4311) The effect on the ability of existing franchisees to perform their obligations under their franchise contracts.
 - (4412) The technical and performance quality of facilities and equipment related to the establishment or operation of a cable system.
 - (4513) Whether the applicant or an affiliate of the applicant owns or controls any other cable system in the city, or whether grant of the application may eliminate or reduce competition in the delivery of cable service in the city.
 - (4614) The demonstrated willingness and ability of any applicant to meet construction and physical requirements and to abide by policies and limitations imposed by law or franchise agreements.
 - (4715) Any other considerations deemed pertinent by the board to its task of safeguarding the public health, safety and welfare, and facilitating and encouraging the orderly and responsible development of cable systems which will provide the people of the city with cable services which are versatile, reliable and efficient.
- (b) The council committee shall make its determinations based on the record with a written statement of its findings and conclusions, and the reasons therefor.

Sec. 851-237. Council action on application.

Within forty-five (45) days after the conclusion of the hearing provided for in section 851-235, the council committee shall determine whether to grant a franchise to one (1) or more of the applicants.

- (1) If the council committee shall determine after hearing that any application should be denied, such determination shall be final, subject to the appeal provisions of section 851-238.
- (2) If the council committee shall determine after hearing that a franchise should be granted to one (1) or more of the applicants, it shall approve a proposed form of franchise contract, to which the applicant shall indicate its agreement in writing within fifteen (15) days. If the applicant does not agree in writing to the terms of such form of a franchise contract within fifteen (15) days, then its application shall be deemed denied.
- (3) An application may not be amended after it is received by the clerk, except in any case in which only one (1) application is received, such application may be amended for cause shown upon the unanimous consent of the council committee.
- (4) The grantee or grantees shall pay the city a sum of money sufficient to reimburse it for all of its publication and other expenses (including, but not limited to, consultants and legal expenses) incurred in connection with the granting of a franchise pursuant to the terms of this division.
- (5) No provision of this division shall be construed to require the city to grant any franchise contract, and the council may reject any and all applications.

Sec. 851-238. Council review of rejections.

Any person or entity whose application is rejected by the committee may, within ten (10) days of such action, petition the council for a review of that decision by filing notice thereof with the clerk of the council. If the council determines that the rejection is improper under this division, it may by resolution direct its committee to reconsider its action. In making its determination hereunder the council shall consider as evidence, and give due weight to, the findings and conclusions of its committee and shall consider the criteria contained in section 851-236.

Sec. 851-239. Council action on recommended contracts.

Within thirty (30) days of the council committee's recommendation of a franchise and contract, the council shall introduce an ordinance approving and confirming the contract as accepted by its committee. The council shall act upon the ordinance within sixty (60) days of its introduction, except that such time may be extended by the council for good cause. The council may:

- (1) Adopt the ordinance, subject to the veto of the mayor, in which case the chairman of the cable franchise board and the mayor will be directed to execute the franchise contract; or
- (2) Defeat the ordinance, in which case the application shall be denied; or
- (3) By resolution direct its committee to consider certain modifications or amendments for the franchise contract, in which case its committee shall reconsider the application.

In making its determination hereunder, or under section 851-238, the council shall review the record of proceedings before its committee, and it may, in its discretion, consider new evidence. In making its determination hereunder, the council shall consider as evidence, and give due weight to, the findings and conclusions of its committee, and shall consider the criteria contained in section 851-236. Under no circumstances shall the council by ordinance approve or confirm any franchise contract unless the precise language has been accepted by its committee prior to the council's action.

Sec. 851-240. Reserved.

DIVISION 4. PROCEDURAL STEPS FOR GRANT OF ACT RENEWAL FRANCHISE

Sec. 851-241. Application for renewal; rules and procedures for review of application.

Applications for renewal under the Act shall be filed with the clerk who shall refer them to the council committee assigned to review cable franchises for review in a manner consistent with Section 626 of the Act (47 U.S.C. Section 546). Upon receipt of such application, the committee shall establish such rules and procedures for the conduct of renewal proceedings as it deems appropriate and may lawfully establish, consistent with the Act and sections 851-242 through 851-244. The committee may hire such counsel and consultants as it deems advisable to assist in the application review, or it may authorize the franchise board to do so. ~~If neither the operator nor the city activates in a timely manner or can activate the renewal process set forth in subsection 626(a)(g) of the Act (47 U.S.C. Section 546(a)(g)) or if those proceedings are not available for any reason (including, for example, if the provisions are repealed), and except as to applications submitted pursuant to subsection 626(h) of the Act (47 U.S.C. Section 546(h)), the provisions of this division shall apply and a renewal request shall be evaluated using the same criteria as any other request for a franchise.~~

Sec. 851-242. ~~Request for proposals; proposal evaluation.~~

~~(a) If the provisions of subsections 626(a)(g) of the Act (47 U.S.C. Section 546(a)(g)) are properly invoked, the city shall issue a request for proposals (RFP) after conducting a proceeding to review the applicant's past performance and to identify future cable-related community needs and interests. The council committee, or its designee, shall establish deadlines and procedures for responding to the RFP, may seek additional information from the applicant, and shall establish deadlines for the submission of that additional information. Public notice of the RFP's issuance shall be given in accordance with IC 5-3-1 or other applicable provision of state law and shall also be given to the applicant for renewal.~~

~~(b) Following receipt of the response to that RFP (and such additional information as may be provided in response to requests), the council committee will determine that the franchise should be renewed, or make a preliminary assessment that the franchise should not be renewed. This determination~~

shall be in accordance with the time limits established by the act. The preliminary determination shall be made by adopting a resolution.

Sec. 851-243. Preliminary grant/denial of renewal application.

(a) ~~If the council committee determines that the franchise should not be renewed, based on the response to an RFP issued as provided in section 851-242, and the applicant that submitted the renewal application notifies the clerk, either in its RFP response or the later of four (4) months after renewal proceedings are commenced or within ten (10) working days of the preliminary assessment, that it wishes to pursue any rights to an administrative proceeding it has under the act, then the city shall commence an administrative proceeding after providing prompt public notice thereof.~~

(b) ~~If the council committee decides preliminarily to grant renewal, the council committee shall prepare and submit to the full council within thirty (30) days of its recommendation a final franchise agreement that incorporates, as appropriate, the commitments made by the applicant in the renewal application or RFP response. If the applicant accepts the proposed franchise agreement, and the council takes action on the recommended agreement as provided in section 851-239 of this chapter, the franchise shall be renewed.~~

(c) ~~If the franchise agreement is not so accepted and ratified within the time limits established by paragraph 626(e)(1) of the Act (47 U.S.C. Section 546(e)(1)), renewal shall be deemed preliminarily denied, and an administrative proceeding commenced if the applicant that submitted the renewal application requests it within ten (10) days of the expiration of the time limit established by paragraph 626(e)(1) of the Act (47 U.S.C. Section 546(e)(1)).~~

Sec. 851-244. Administrative hearing.

(a) ~~If an administrative hearing is commenced pursuant to subsection 626(e) of the Act (47 U.S.C. Section 546(e)), the applicant's renewal application or RFP response shall be evaluated considering such matters as may be considered consistent with federal law. The following procedures shall apply:~~

- ~~(1) The council shall, by resolution, appoint an administrative hearing officer or officers (referred to hereafter as "hearing officer"). The council may appoint itself or the board as hearing officer.~~
- ~~(2) Public notice of any proceeding conducted pursuant to subsection 626(e) of the Act (47 U.S.C. Section 546(e)) shall be given in accordance with IC 5-3-1 or other applicable state law and shall also be given by the applicant on at least one (1) channel of the cable system in accordance with rules for such notice established by the hearing officer.~~
- ~~(3) The hearing officer shall establish a schedule for proceeding which allows for documentary discovery and interrogatory responses, production of evidence, and cross examination of witnesses. Discovery shall be conducted in the manner prescribed by the Administrative Adjudication Act (IC 4-21.5-3-1 through 4-21.5-3-37) or successor statutes thereto. Depositions shall not be permitted unless the party requesting the deposition shows that documentary discovery and interrogatory responses will not provide it an adequate opportunity to require the production of evidence necessary to present its case. The hearing officer shall have the authority to require the production of evidence as the interests of justice may require, including to require the production of evidence by the applicant that submitted the renewal application and any entity that owns or controls or is owned or controlled by, or under common control with, such applicant directly or indirectly. The hearing officer may issue protective orders, but shall not prohibit discovery on the ground that evidence sought is proprietary or involves business secrets. Any order may be enforced by a court of competent jurisdiction or by imposing appropriate sanctions in the administrative hearing.~~
- ~~(4) The hearing officer may conduct a prehearing conference and establish appropriate prehearing orders. Intervention by nonparties is not authorized except to the extent required by the act.~~
- ~~(5) The hearing officer shall require the city and the applicant to submit prepared testimony prior to the hearing.~~
- ~~(6) Any reports or the transcript or summary of any proceedings conducted pursuant to subsection 626(a) of the Act (47 U.S.C. Section 546(a)) shall for purposes of the administrative hearing be regarded no differently than any other evidence. The city and the applicant must be afforded full~~

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~~procedural protection regarding evidence related to these proceedings, including the right to refute any evidence introduced by the other party. Both shall have the opportunity to submit additional evidence related to issues raised in the proceeding conducted pursuant to subsection 626(a) of the Act (47 U.S.C. Section 546(a)).~~

~~(7) Following completion of any hearing, the hearing officer shall require the parties to submit proposed findings of fact with respect to the matters that the city is entitled to consider in determining whether renewal ought to be granted. Based on the record of the hearing, the hearing officer shall then prepare proposed written findings with respect to those matters, and submit those proposed findings to the council committee and to the parties (unless the hearing officer is the full council, in which case the written findings shall constitute the final decision of the city).~~

~~(8) If the hearing officer is not the full council, the parties shall have thirty (30) days from the date the proposed findings are submitted to the council to file exceptions to those findings. The council shall thereafter issue a written decision by adopting a resolution granting or denying the application for renewal, consistent with the requirements of the act and based on the record of such proceedings. A copy of the final decision of the council shall be provided to the applicant.~~

~~(9) The proceedings shall be conducted with due speed.~~

~~(10) In conducting the proceedings, and except as inconsistent with the foregoing, the hearing officer shall follow the Administrative Adjudication Act (IC 4-21.5-3-1 through 4-21.5-3-1-37) or the successor statutes thereto. The hearing officer may request that the council adopt procedures and requirements for the conduct of the hearing as necessary in the interest of justice.~~

~~(b) This section does not prohibit any franchisee from submitting an informal renewal application pursuant to subsection 626(h) of the Act (47 U.S.C. Section 546(h)), which application may be granted or denied in accordance with the provisions of subsection 626(h) of the Act (47 U.S.C. Section 546(h)). If such an informal renewal application is granted, then the steps specified in subsection (a) need not be taken, notwithstanding the provisions of this subsection.~~

~~(c) The provisions of this section shall be read and applied so that they are consistent with Section 626 of the Act (47 U.S.C. Section 546).~~

Secs. 851-2452--851-250. Reserved.

DIVISION 5. PROCEDURAL STEPS FOR MODIFICATION OR TRANSFER OF A FRANCHISE

Sec. 851-251. Application for modification.

An application for modification of a franchise agreement shall be filed with the clerk and shall include, at minimum, the following information:

- (1) The specific modification requested;
- (2) The justification for the requested modification, including the impact of the requested modification on subscribers and others, and the financial impact on the applicant if the modification is approved or disapproved, demonstrated through, inter alia, submission of financial pro formas;
- (3) A statement whether the modification is sought pursuant to Section 625 of the Act (47 U.S.C. Section 545), and, if so, demonstration that the requested modification meets the standards set forth in Section 625 of the Act (47 U.S.C. Section 545);
- (4) Any other information that the applicant believes is necessary for the city to make an informed determination on the application for modification; and
- (5) An affidavit or declaration of the applicant or authorized officer certifying the truth and accuracy of the information in the application, and certifying that the application is consistent with all federal and state law requirements.

Sec. 851-252. Review of application.

The clerk shall refer the application for modification of the franchise agreement to the council committee assigned to review cable franchises for review and evaluation in accordance with the procedures for the grant of a general cable franchise, other than an act renewal franchise.

~~Sec. 851-253. Further expansion of a special cable franchise area.~~

~~If the operator of a limited cable system:~~

- ~~(1) Enters into a private cable service agreement with the owner or manager to provide landlord restricted cable services to multiple dwelling units that are not in its special cable franchise area; and~~
- ~~(2) The operator proposes to serve those units by interconnection with the operator's franchised system; and~~
- ~~(3) The number of dwelling units in the franchise area after the expansion will not exceed fifteen thousand (15,000) dwelling units;~~

~~the area included within the special cable system franchise may be expanded to include additional areas as follows:~~

- ~~(1) The special cable operator shall file with the franchise administrator of the cable franchise board an application requesting such expansion, which shall include the description of the geographic area to be added and a certification of the owner or manager as to the existence of a private cable service contract or a letter of intent to enter into a private cable service contract, subject to the approval of the expansion.~~
- ~~(2) The application shall, at the time of its filing, be served by certified mail on the department of the city where right of way would be affected and on any operator holding a cable franchise for an area which includes the area to be added to the limited cable system ("incumbent operator"). The application shall be accompanied by a certificate of service certifying that such service has been made.~~
- ~~(3) The application shall be deemed approved and the area included in the special cable franchise shall be expanded to include the additional area if no written objection thereto is delivered to the board by either a department of the city or the incumbent operator within fifteen (15) days of the service of such application.~~
- ~~(4) In the event an objection is made to the application, the board shall automatically schedule the application for hearing at its next regular meeting, or may, in its discretion, schedule a special meeting to hear the same.~~
- ~~(5) At the conclusion of the hearing, the board shall approve the application, and the special cable franchise shall be deemed thereafter to apply to the additional area unless:
 - ~~a. The city establishes that the grant of the expansion of the territory will substantially and unreasonably interfere with existing uses of the public ways; or~~
 - ~~b. The incumbent operator establishes by clear and convincing evidence that the grant of the expansion of the territory will serve to lessen competition for the provision of cable services within the county or will materially adversely affect the economic ability of the incumbent operator to fulfill its franchise obligation to assure that access to cable service is not denied to any group of potential residential cable subscribers because of the income of the residents of the local area in which such group resides.~~~~

~~Neither of the foregoing conditions will be deemed to exist solely because the territory which is sought to be added to the special cable franchise is currently served by the incumbent operator.~~

- ~~(6) The denial of application shall be subject to appeal to the same extent permitted for denials of a franchise.~~

Sec. 851-2543. Transfer of the franchise.

(a) Unless otherwise provided in the franchise agreement Prior approval of the city shall be required before a franchise granted by the city shall be assigned or transferred, either in whole or in part, or leased or sublet in any manner, nor shall title thereto, either legal or equitable, or any right, interest or property therein, pass to or vest in any person, entity, persons or entities until such prior approval is granted.

(b) The proposed transferee shall make a written verified application for approval of the transfer. The application shall provide complete information regarding the proposed transfer, including (i) documents embodying the transaction; (ii) financing documents; if any; (iii) documents describing the proposed transferee, ~~identifying all persons or entities with a five (5) percent or more ownership interest in the proposed transferee, and, if such persons or entities are corporations or partners, identifying their parent companies~~; (iv) documents identifying any person or entity who will be responsible, through any arrangement for managing or controlling the system; (v) documents showing that the proposed transferee has the financial, technical and legal ability to operate the system after the transfer so as to satisfy all its obligations under the franchise without adversely affecting subscribers; and (vi) such other information as may be required in any ordinance governing applications for a franchise. ~~The proposed transferee shall also pay all reasonable costs incurred by the city in reviewing and evaluating the application.~~

(c) The city shall ~~reply~~ render a final decision on operator's request in writing within one hundred twenty (120) days of the date it receives the information specified above and information required by federal law ~~and shall indicate whether it intends to grant, deny, or condition the proposed transfer.~~ The city may seek additional information from the operator or the proposed transferee and both will cooperate to provide the information to the city. The city shall be under no obligation to transfer the franchise if the operator's acts or omissions make the franchise subject to revocation, nor shall the city be required to transfer unless it is fully satisfied ~~that any interests it or the public has in the franchise will be fully preserved and protected; that past nonperformance will be corrected; that claims that could be considered as part of any renewal proceeding are fully preserved to the extent permitted by law; and that the proposed transferee has the ability and is likely to comply with the franchise agreement for the future; and that the transfer does not constitute trafficking in the franchise.~~ By way of illustration and not limitation, under no circumstances will the franchise be transferred unless the proposed transferee agrees to accept all the terms and conditions of the franchise agreement, except to the extent that the city may be willing to modify such terms and conditions as a part of the approval of the transfer; agrees that the transfer does not constitute a waiver of any rights by the city or indicate that the operator is or has been in compliance with the franchise agreement or applicable law. The city may conduct such public hearings as it deems appropriate to consider the transfer request.

(d) The operator, upon transfer, shall, within sixty (60) days thereafter, file with the city a copy of the deed, agreement, mortgage, lease or other written instrument evidencing transfer or ownership control or lease of the system, certified and sworn to as correct by the operator.

(e) Unless otherwise provided in the franchise agreement ~~A~~ a transfer shall include any sale of system assets, a transfer of the franchise itself, or a change of control or ownership of the operator. The term "control" includes actual working control in whatever manner exercised, and there shall be a rebuttable presumption that a transfer shall have occurred upon acquisition or accumulation by any person or entity of five (5) percent of the shares or interest in the operator or any entity which owns or controls the operator.

Secs. 851-2554--851-260. Reserved.

DIVISION 6. FEES

Sec. 851-261. Schedule of filing fees.

To be acceptable for filing, an application submitted after the effective date of this chapter shall be accompanied by a filing fee in the following amount to cover costs incidental to the awarding or enforcement of the franchise, as appropriate:

(1) For an initial franchise, ~~including a special cable franchise~~:

- a. Petition for franchise \$ 5,000.00
- b. A response to an RFP or an application 50,000.00

(2) For renewal of a franchise	60,000.00
(32) For modification requested under Section 625 (a)(1)(A) of the Act of a franchise agreement	30,000.00 25,000.00
(43) For expansion of a special cable franchise during its term in accordance with section 851-253 of this chapter	3,000.00
(54) For approval of a transfer of a franchise	30,000.00

provided that the application fee is used to offset actual out-of-pocket expenses incurred by the city and any balance shall be returned to the operator upon the conclusion of the process.

Sec. 851-262. Reimbursement of city's out-of-pocket expenses.

In addition, the city may require the franchisee, ~~or, where applicable, a transferor or transferee,~~ to reimburse the city for its reasonable out-of-pocket expenses in considering the application for an initial franchise, including consultants' fees, in an amount set by the board. A franchise agreement may provide that payments made by a franchisee hereunder are not a franchise fee and fall within one (1) or more of the exceptions in paragraph 622(g)(2) of the Act (47 U.S.C. Section 542(g)(2)), and that no such payments may be passed through to subscribers in any form.

Secs. 851-263--851-300. Reserved.

ARTICLE III. CONSTRUCTION, OPERATION AND MAINTENANCE OF SYSTEM

DIVISION 1. USE OF PUBLIC WAYS

Sec. 851-311. Street occupancy.

(a) The operator shall comply with the street occupancy requirements of the city including, but not limited to, payment of all generally applicable permit and licensing fees.

(b) All poles, cables, towers, lines, and other equipment and fixtures placed by the operator within the public ways, whether above, on, or below ground, of the city shall be so located as to cause minimum interference with other authorized users of the public ways and adjoining premises.

(c) If the disturbance of any public way is necessary, the operator shall comply with all requirements of the city relevant to such disturbance.

(d) If at any time during the period of the franchise the city shall deem it necessary to change the location of any pole, cable, tower, line and other equipment or fixture located in any public way, either above, on, or below ground, the operator, upon reasonable notice by the city and reasonable time for compliance, shall relocate its poles, cables, towers, lines, and other equipment and fixtures at no expense to the city.

(e) The operator shall have the authority to trim trees upon and overhanging the public ways of the city so as to prevent the branches of such trees from coming in contact with the cables and the equipment of the operator, except that, at the option of the city, such trimming may be done by it or under its supervision and direction.

(f) In all sections of the city where the cables, wires or other like facilities of public utilities are placed underground, the operator shall place its cables and other equipment underground to the maximum extent it can be accomplished using proven technology generally used by the cable industry for comparable systems.

(g) An operator having a franchise to operate a cable system for a portion of the city shall have the right to use the public ways throughout the city as necessary or advisable for the efficient construction, operation and maintenance of that system, provided that cable services may be provided only to subscribers located within the area of the operator's franchise. Use of the public ways outside the area of the operator's franchise to construct, operate, or maintain the operator's cable system shall not unreasonably interfere with the construction, operation and maintenance of a cable system by an operator who has, or thereafter

obtains, a franchise to serve subscribers in such outside area. The city shall have power to promulgate rules and regulations with respect to jointly used public ways as considered necessary or desirable.

~~Sec. 851-312. Public utility poles.~~

~~(a) The operator shall have the right, privilege, and authority to lease, rent, or in any other manner obtain the use of towers, poles, lines, cables, and other equipment and facilities, both above and below ground, from any and all holders of public utility licenses and franchises within the city including, but not limited to, Ameritech and Indianapolis Power & Light Company, and to use such towers, poles, lines, cables, and other equipment and facilities; provided, however, that the operator shall file with the agency prior written disclosure of the towers, poles, lines, cables and other equipment and facilities it intends to use, which are subject to the board's approval. The facilities used for the operator's system shall be those erected and/or maintained by Ameritech and/or Indianapolis Power & Light Company, when and where practicable, providing mutually satisfactory rental agreements can be entered into with such companies. It is the intention of the city that all holders of public licenses and franchises within the city shall cooperate in making available to the operator their facilities whenever possible and wherever such use does not interfere with the normal use and operation of such facilities by the owners thereof. The operator shall have the right to erect, install, and maintain its own towers, poles, guys, cables, anchors, and ducts, both above and below ground, as may be necessary for the proper construction and maintenance of the system, provided that all equipment and facilities shall not be placed on city property without the prior approval of the city.~~

~~(b) The operator shall have no vested interest in the location of any tower, pole, line, cable, or other equipment and facilities, and such towers, poles, lines, cables, and other equipment and facilities shall be removed or modified by the operator at no expense to the city whenever the city determines the public convenience so requires.~~

~~(c) The city shall have the right to install and maintain free of charge upon the operator owned poles, lines, cables, and other equipment and facilities, both above and below ground, any fixtures, on the condition that such fixtures do not unreasonably interfere with the operator's operation of its system, and the city indemnifies the operator for losses, claims, causes of action, judgments, or liens caused by the city's negligent acts or omissions in using operator owned poles, lines, cables, and other equipment and facilities.~~

~~Sec. 851-313. Notice to occupants of property.~~

Prior to the start of construction within any easement other than a public street right-of-way, the operator must give written notice to all affected property occupants informing them that the operator will be working in the area affecting such property occupants. Such notice shall include a telephone number, which may be called by property occupants who encounter any problems or damages as a result of such work by the operator.

~~Sec. 851-314. Operator responsibility for damages.~~

The operator shall be responsible for repairs to public or private property necessitated by damage caused by or resulting from the operator's or operator's subcontractors' construction operation, or maintenance of the system.

~~Sec. 851-315. Deadlines for repair of public and private property; lawn repair.~~

~~(a) The repair of public and private property damaged during construction, operation, or maintenance of the operator's system shall be completed no later than sixty (60) days after notice to the operator date of the damage.~~

~~(b) Lawns shall be repaired to the preconstruction condition.~~

~~Secs. 851-316-851-320. Reserved.~~

DIVISION 2. CONSTRUCTION

~~Sec. 851-321. General construction standards.~~

(a) The construction, operation and repair of the operator's system shall be performed in a safe, thorough and reliable manner using equipment of good and durable quality. The construction, operation and repair of the system shall be performed by experienced personnel familiar with their responsibilities

under this franchise and applicable laws and construction standards. The operator shall at all times have sufficient trained personnel to satisfy all its obligations under this franchise (including under the customer service requirements set forth in section 851-501) and applicable laws and regulations.

(b) The operator shall construct, operate and maintain its system in accordance with all applicable laws and regulations including, but not limited to, federal, state and local building, zoning and other land use, and safety laws, codes and regulations now in effect or hereafter adopted. ~~Without limiting the foregoing, the city, after consultation with the operator, may direct the operator to follow standards for construction, operation or repair of the system as required to ensure that work continues to be performed in an orderly and workmanlike manner, or to reflect changes in the standards listed below which may occur over the term of the franchise. In any event, the construction, operation and repair of the operator's system~~ shall at all times be in accordance with the requirements of the:

- (1) National Electrical Code;
- (2) National Electrical Safety Code;
- (3) Rules and regulations of the Federal Communications Commission, Parts 17, 76, and 78;
- (4) Obstruction marking and lighting, AC 70/7460-IE, Federal Aviation Administration;
- (5) OSHA Safety and Health Standards; and
- (6) NCTA Standards of Good Engineering Practices, NCTA 008-0477 EIA Standard RS-222C "Structural Standards for Steel Towers and Antenna Supporting Structures";

and all amendments or successors to such codes, rules, standards, and regulations.

(c) All cabling shall be buried or secured above ground and shall not be placed on the surface.

Sec. 851-322. Construction bond.

(a) Within thirty (30) days after the ~~effective date of the franchise~~ a new franchise agreement, the franchise holder shall obtain and maintain at its cost and expense, and file with the corporation counsel of the city, a corporate surety bond issued by a company licensed to do surety business in the State of Indiana and in an amount required by the franchise agreement to guarantee the timely construction and full activation of the system, considering the nature and extent of the system and the estimated costs of construction. The bond shall include, but not be limited to, the following conditions: There shall be recoverable by the city, jointly and severally, from the principal and surety, any and all damages, cost or expense suffered by the city resulting from failure of the franchise holder to satisfactorily complete and fully activate the system within the construction schedule described in the franchise application and approved in the franchise contract.

(b) Any extension to the prescribed construction schedule must be authorized by the council. Such extension shall be authorized only when the council finds that such extension is necessary and appropriate due to causes beyond the control of the franchise holder.

(c) Upon satisfactory completion of construction required by the franchise agreement, the construction bond shall be reduced by the board to an amount deemed reasonable by the board, considering the nature and extent of any anticipated construction during the remaining term of the franchise.

(d) The rights reserved to the city with respect to the construction bond are in addition to all other rights of the city, whether reserved by this franchise or authorized by law, and no action, proceeding, exercise or failure to exercise any right with respect to such construction bond shall affect any other right the city may have.

(e) The city may require the operator to obtain new construction bonds throughout the franchise term as necessary for construction of system extensions or upgrades.

Secs. 851-323--851-330. Reserved.

DIVISION 3. MAINTENANCE

Sec. 851-331. General maintenance standards.

(a) Subject to the other provisions of this chapter, the operator shall ~~promulgate and adhere to establish a~~ preventive maintenance policy directed toward maximizing the reliability (mean-time-between-malfunctions) and maintainability (mean-time-to-repair) of the system. ~~The operator shall provide the city with a copy of all written policies.~~

(b) The operator shall perform scheduled maintenance in accordance with the policy filed with the board, so that activities likely to result in an interruption of service are performed so as to minimize the extent of any such interruption and so that interruptions occur at the time of lowest system use. ~~Except in emergency situations, service may only be interrupted after a minimum of forty-eight (48) hours advance notice to subscribers and the city of the anticipated service interruption.~~

(c) In the course of maintaining its system, the operator shall use replacement components of good and durable quality, with characteristics better than or equal to replaced equipment and at least satisfy all federal, state and local requirements.

(d) The operator shall identify and provide the telephone number for a senior employee or employees in the city whom the city can contact concerning system maintenance whenever its business office is closed.

(e) ~~The operator shall establish at least six (6) permanent test the performance of its cable system as required by FCC. points for the system in the franchise territory and shall notify the city of the locations of the test points. In addition to conducting such tests as may be required under federal or state law, as part of its preventive maintenance program the operator shall monthly test summation sweep across the entire band; signal to noise ratio measurements on at least two (2) randomly selected channels; hum to carrier level measurements on at least one (1) randomly selected channel; and subjective picture quality evaluations on all channels. The operator shall promptly correct any defects in system performance and retest the system. Copies of all test results shall be provided to the city upon request. The city, at its own option and expense, may conduct independent tests at the permanent test points of operator's cable system, provided that operator is notified in advance and has an opportunity to be present.~~

(f) If, based on subscriber complaints or based on its own investigation, the city believes that the system may not be operating in compliance with ~~its franchise~~ this section, the city may require the operator to perform tests and to prepare a report to the city on the results of those tests, including a report identifying any problem found and steps taken to correct the problem.

Sec. 851-332. Safety requirements.

(a) The operator shall at all times comply with all safety requirements of the Code.

(b) The operator shall at all times employ reasonable care and shall install and maintain in use commonly accepted methods and devices for preventing failures and accidents which are likely to cause damage, injury or nuisance to the public.

(c) All cables and other equipment within the public ways of the city shall at all times be kept and maintained in as safe condition as can be reasonably accomplished using proven technology generally used by the cable industry for comparable systems.

(d) Operation of the system shall not cause any interference to television and radio reception, telephone communication, or other similar operations within the county.

Sec. 851-333-851-340. Reserved.

DIVISION 4. INSPECTIONS AND SUBCONTRACTS

Sec. 851-341. Inspection.

The city shall have the right at any time upon reasonable notice to make such inspections of the system and the operator's equipment used in the construction, operation or maintenance of the system as it

shall find necessary to ensure compliance with the terms of this chapter, the franchising contract, and other pertinent provisions of law.

Sec. 851-342. Subcontract approval.

~~The operator shall give notice to the agency before entering into any subcontract having a price in excess of ten thousand dollars (\$10,000.00) for the construction of or maintenance to the system unless such subcontract relates to emergency circumstances, in which event notice shall be given within three (3) working days after entering the contract. Operator shall require any person performing contractual construction or maintenance of the cable system on subscribers' premises to have picture identification on their person identifying them as authorized by operator. Upon request, the operator shall provide to the board the following information: the name of each subcontractor, the subcontractor's headquarters/main office address, names of subcontractor's officers or owners, a telephone number for handling questions concerning the subcontractor's work, and evidence of both workers' compensation and general liability insurance. The operator agrees to assume responsibility for any act or omission of its subcontractors and to hold its subcontractors to the applicable standards in this chapter and the franchise agreement. The city shall not be liable to any such subcontractor of the operator. Any city review of the operator's subcontractors or failure to review the operator's subcontractors does not in any way relieve the operator of its obligations under this chapter.~~

Sec. 851-343--851-400. Reserved.

ARTICLE IV. GENERAL SYSTEM REQUIREMENTS

Sec. 851-401. Public service systems.

The operator shall provide one (1) connection to its cable system free of installation charge to all public and accredited private schools and to all public institutions in the operator's franchise territory, including city, county, and township agencies, and other local government facilities and shall provide without charge those services specified in the franchise agreement.

Sec. 851-402. Signal quality requirements.

(a) The operator shall install and maintain its cable system (including cables, equipment and devices) so that the signal transmitted to each subscriber at all outlets and on all channels, including public access, education, and government channels, shall be of adequate strength and quality to produce, without causing cross modulation in the cables or interfering with other electrical or electronic systems, pictures and sound as good as can be reasonably accomplished using proven technology generally used by the cable industry for comparable systems.

(b) ~~Except as preempted by federal or state law from doing so, the city reserves the right to enforce Federal Communications Commission technical standards regarding cable systems.~~ Compliance with the regulations of the Federal Communications Commission regarding signals transmitted, including at a minimum the technical standards set forth in 47 C.F.R. Section 76.601, as amended from time to time, shall constitute compliance with subsection (a) so long as such regulations exist. ~~However, if such regulations do not exist, the city hereby reserves the right to adopt by ordinance or regulation, and after good faith negotiations with operators whose franchise requires it, standards for complying with subsection (a).~~

(c) The operator shall provide public, educational, and governmental access channels ~~without deterioration in signal quality from that of broadcast channels using headend and system processing hardware and techniques which will result in no significant deterioration in signal quality in terms of carrier to noise (C/N), chroma delay, depth of modulation, frequency stability, or other system distortions as compared to the processing quality utilized on operator's own entertainment channels.~~

(d) ~~The city reserves the right to enact by ordinance additional technical standards, except as it may be preempted by federal or state law from doing so.~~

Sec. 851-403. Public, educational, and or governmental access channels, facilities and equipment.

(a) The operator shall provide at least ~~one (1) public access channel, two (2) educational access channels, and one (1) governmental access channel.~~ four (4) channels to be allocated in accordance with the franchise agreement for public, educational, or governmental access. In addition, if the operator serves additional municipalities in Marion County, the operator shall provide, ~~if the city requests or if it is required~~

by the franchise agreement, a second governmental access channel for shared use by other governmental units. In addition, if the operator's franchise territory includes more than one (1) school corporation in Marion County and the operator's cable system provides digital service, the operator shall provide, ~~if the city requests or~~ if the operator's franchise agreement so requires, up to two (2) additional educational access channels and any other channels, facilities, equipment, and other support required under its franchise on a nondiscriminatory basis.

(b) The operator shall interconnect its system with all other systems operating under a franchise granted by the city so that the channels designated for public, educational, and governmental access hereunder shall be transmitted on all systems simultaneously and on the same channels. This obligation includes the provision of all devices required to accomplish such interconnection.

(c) To the extent that an operator is providing ~~facilities, support or~~ programming for public, educational, ~~and or~~ governmental access channels which another operator is required to carry by interconnection, the interconnecting operator shall reimburse such operator for a portion of its costs on a per subscriber basis in accordance with rules and regulations adopted by the board or on such terms as the affected operators may otherwise agree.

(d) The board may promulgate rules and procedures for the use of channels, facilities, equipment and other support designated for public, educational or governmental access.

(e) In the case of any franchise under which channel capacity is designated for public, educational or governmental use, the board may promulgate rules and procedures under which the operator is permitted to use such channel capacity for the provision of other services if such channel capacity is not being used for such designated purposes and rules and procedures under which such permitted uses will cease.

(f) The operator shall be responsible for preventing the presentation on public, ~~educational or governmental~~ access channels of:

- (1) Any material designed to promote the sale of commercial products or services; and
- (2) Prerecorded programming which violates the provisions of the Code of Indianapolis and Marion County, Indiana, with respect to obscenity.

(g) The operator shall not exercise any editorial control over any public, educational or governmental use of channel capacity except as federal law expressly provides otherwise or as required to comply with subsection (f) and shall have no legal liability for obscenity in accordance with the act. The operator shall provide to the city copies of any written and published policies concerning indecent programming on leased access channels.

Sec. 851-404. Parental control devices.

The operator shall provide to subscribers on request parental control devices to permit subscribers to block out both the audio and video of specified any channels. ~~Such devices shall be provided for channels whose programs are not appropriate for children without cost if permitted by federal law.~~ In addition, the operator shall install devices (i) so that access to pay-per-view programming is restricted through the use of a confidential "personal identification number" or other confidential validating information that can be assigned at the local business office or through the mail upon subscriber request; and (ii) so that the sound and video portion of any scrambled channel that carries programming can be blocked out on subscriber request. The operator must notify all subscribers that this option is available, when it first begins providing cable services to a subscriber and at least annually thereafter.

Sec. 851-405. Interconnection of institutional networks.

If an operator's franchise agreement requires the provision of an institutional network, the operator shall design the network so that it may be interconnected to institutional networks provided by any other operator granted a franchise by the city and shall be constructed to include all equipment, including active and passive electronic and optical devices, needed to achieve compatibility so as to transmit video, sound and data between users of such networks without modification of user's equipment and without significant deterioration in signal quality between networks.

Sec. 851-406. Emergency use of facilities.

(a) In the case if any disaster duly declared by the mayor or other official legally able to declare a disaster, the operator shall, upon request of the mayor or director of the city's emergency management division, make available to the city for emergency use during the disaster period all facilities, as are necessary, for the term of such disaster.

(b) The system shall incorporate an emergency alert system that permits the city to override the ~~video and~~ audio portions of all signals on all channels which the operator may lawfully override. The operator shall design the emergency alert system to permit the city to do the following:

- (1) Access and activate the emergency alert system using a touch-tone telephone and a special security code. The telephone can be connected to the emergency alert system via the local exchange company or a dedicated connection installed by the operator.
- (2) Replace ~~video and~~ audio on all channels with an emergency message that may be originated from a single location to be designated by the city using a telephone and character generator.
- (3) Play back a prerecorded message over the emergency alert system.

The operator's obligations under this section include the obligation to provide ~~the character generator, modulators, playback equipment and all facilities and~~ equipment for the system required to ensure the system works and complies with FCC regulations. The operator shall work with the city to develop a plan for the regular testing of the emergency alert system. However, it is the sole responsibility of the city to determine whether and under what circumstances the emergency alert system shall be used for county-wide alerts. City shall indemnify and hold operator harmless for any claim arising from the city's use of the emergency alert system.

Sec. 851-407. Technological advances.

The operator, at its expense, shall, upon City's request, but not more often than biennially, ~~make regular biannual~~ reports to the board on technological advances in the industry and how such advances are being applied or could be applied in the city. To the extent provided in a franchise agreement, the city may periodically reopen negotiations with the operator to insure that the system is kept up to date.

Secs. 851-408---851-500. Reserved.

ARTICLE V. CUSTOMER SERVICE STANDARDS

Sec. 851-501. Complaint and service procedure.

(a) The city has adopted the Federal Communications Commission customer service standards, and the operator shall comply with these standards and any modifications to the standards adopted by the Federal Communications Commission during the term of its franchise. ~~The city reserves the right to enact from time to time by ordinance additional customer service standards, including subscriber remedies, and standards for system extension.~~

(b) The operator shall maintain an office in Marion County, Indiana, with local staffing and convenient hours of operation including operating hours at least six (6) days per week (Monday through Saturday) with extended hours at least two (2) days per week. Usual business hours shall be 8:00 a.m. to 6:00 p.m., with extended hours of 8:00 a.m. to 8:00 p.m., and Saturday hours of 9:00 a.m. to 2:00 p.m. In addition, the operator shall have a listed telephone, and be so operated that complaints and requests for repairs or adjustments may be received at any time, whether the office is open or closed.

(c) Maintenance service shall be immediately available to correct major outages from 8:00 a.m. until 12:30 a.m. every day, including Saturdays, Sundays and holidays.

(d) Investigative action shall be initiated in response to all service calls, other than major outages, not later than the next business day after the call is received. Corrective action shall be completed as promptly as practicable.

(e) The operator shall maintain records of customer complaints, of responses to customer complaints, and of service calls in a form adequate for the board to determine compliance with this article.

(f) ~~The operator shall furnish each subscriber~~ Operator shall provide consumer billing information at the time of installation, at least annually to all subscribers, and at anytime upon request. This information shall include written instructions that clearly set forth procedures for placing a service call or requesting an adjustment. These instructions shall also include a name, address and telephone number of the agency and a reminder that the subscriber can call or write for information regarding terms and conditions of the operator's franchise if the operator fails to respond to the subscriber's request for installation, service or adjustment within a reasonable period of time.

(g) In the event a subscriber does not obtain a satisfactory response or resolution to his request for service or an adjustment within a reasonable period of time, he may advise the board of his dissatisfaction in writing and the board shall investigate the matter and keep records with respect to all complaints.

(h) The operator shall interrupt intentionally system service after 7:00 a.m. and before 1:00 a.m. only with good cause and for the shortest time possible and, except in emergency situations, only after publishing notice of service interruption at least twenty-four (24) hours in advance. Service may be interrupted between 1:00 a.m. and 7:00 a.m. for routine testing, maintenance and repair, without notification, on not more than two (2) nights in any week.

(i) The operator shall bill subscribers no more frequently than once a month not to exceed twelve (12) times per calendar year, and shall not bill for services not being provided to subscribers.

(j) Operator shall provide credit to subscribers who call the City to report an outage to the same extent as if that subscriber had called the operator, provided that, the City submits the names of such subscribers to the operator and operator confirms such subscribers are in an area affected by an outage.

(k) The operator shall maintain lists of current subscribers, recently installed subscribers, and subscribers having repairs performed along with telephone numbers and in a manner consistent with Sec. 851-504 provide such lists monthly in an appropriate format to the contractor selected by the city to conduct cable subscriber surveys to assist the board in evaluating the operator's quality of service.

(l) The operator shall have authority to promulgate such written rules, regulations, policies, prices and subscriber practices as are reasonably necessary for its business, including installation and disconnection policies, delinquent accounts collection procedures and late payment penalties, but subscribers may not be required to waive rights they would otherwise have under applicable law in order to obtain service. The operator shall provide the city with a copy of all such rules, regulations, policies, prices and subscriber practices promulgated by the operator for the administration of its business as it relates to its franchise and maintained by the operator in writing, whether now existing or hereafter promulgated. ~~No such written policy may be enforced unless it has been so provided.~~ Nothing in this section shall allow the operator to promulgate rules which are inconsistent with its franchise agreement with the city or applicable law, and the city shall have the right to regulate or prohibit any practice or charge which the city may regulate or prohibit under applicable law.

Sec. 851-502. Termination of service.

(a) Upon termination of service to any subscriber, the operator shall promptly remove all its facilities and equipment from the premises of such subscriber upon request or if subscriber declines to acquire the facilities and equipment from the operator.

(b) ~~If any subscriber terminates service during the first year of subscription because of the operator's failure to render service to such subscriber in compliance with the provisions of this chapter, or if service to a subscriber is terminated without good cause or because the operator ceases to operate the cable system for any reason except expiration of the franchise, the operator shall refund to such subscriber an amount equal to the initial tap-in and connection charges paid by the subscriber.~~

Sec. 851-503. Preferential or discriminatory practices prohibited; service provided by special cable operator.

(a) Except to the extent ~~required~~ permitted by federal, state or local law, the operator shall not, as to rates, charges, service facilities, rules, regulations or in any respect, make or grant any undue advantage; provided, however, connection and service charges may be waived or modified during the operator's promotional campaigns which shall be offered on an equal basis to all similarly situated customers.

~~(b) Notwithstanding the foregoing, a special cable operator may provide different levels of service at different areas included in a franchise, if permitted by the franchise agreement and applicable Federal Communications Commission regulations.~~

Sec. 851-504. Subscriber privacy.

~~(a) The provisions of Section 631 of the Act (47 U.S.C. Section 551) with regard to the protection of subscriber privacy are incorporated into this section. Specifically, the operator shall not use the system to collect personally identifiable information concerning any subscriber nor shall the operator disclose any personally identifiable information concerning any subscriber without the prior written or electronic consent of the subscriber concerned. The operator shall take all steps required so that it may provide the information required to the city's cable subscriber survey contractor, including by providing any required notice to subscribers that such information may be provided to the city's contractor for subscriber surveys to assist the city in evaluating the operator's quality of service and otherwise to administer the franchise agreement. In addition, the operator shall take such actions as are necessary to prevent unauthorized access to such information by a person or entity other than the subscriber or operator, including "blackening out" all information that the operator may not transmit to the city or the city's survey contractor.~~

~~(b) No monitoring of any terminal connected to a system shall take place without specific authorization by the subscriber or other user of the terminal in question, nor shall aural or visual monitoring of any kind take place without a clear indication to the subscriber that such monitoring is presently taking place. Such indication may be in the form of an audible sound signal or light signal or any other form the operator deems reasonable, with the subscriber's approval. This indication to the subscriber is not required where a terminal is merely "polled" by a digital signal pursuant to a prior authorization, as opposed to a voice or visual monitoring. It is the intent of this section to give absolute protection against unwarranted invasion of privacy to each subscriber on the system. If at any time the operator initiates a subscriber response system for use in the system, the operator shall notify the board in writing, and demonstrate to the board that the system can operate effectively in an articular mode without any unwarranted invasion of privacy.~~

Secs. 851-505--851-600. Reserved.

ARTICLE VI. RIGHTS AND DUTIES OF OPERATOR

Sec. 851-601. Franchise fee.

(a) General requirement. Unless otherwise provided by its franchise agreement or this chapter, the operator of a cable system for which a franchise is required under this chapter shall pay to the city as compensation for use of the public rights-of-way franchise fees services in aggregate amounts equal to five (5) percent of its gross revenues derived annually from its operations of the cable system to provide cable services within the city.

(b) Previously granted franchise. As to franchises granted prior to August 1, 1995, the operator shall pay the franchise fee specified in the respective franchise agreements, as amended.

(c) Direct payments. A franchise granted or renewed after August 1, 1995, shall require the operator to make direct payments to the city as franchise fees an amount equal to five (5) percent of its gross revenues reduced by (1) any and all taxes or fees or services furnished by the grantee imposed directly on any subscriber or user by any city, county, state or other governmental unit, and collected by the grantee for such entity; (2) any and all interest income from any source attributed to such cable system operations; (3) any and all income derived by the grantee from the sale and transfer of cable system assets; and (4) any and all amounts of bad debts from such cable system operations that are written off by the grantee.

(d) Credits. If the franchise requires the operator to pay other amounts which are deemed franchise fees under federal law and the sum of those payments and those required by subsection (c) exceeds the maximum franchise fees permitted by federal law, the payments under subsection (c) shall be reduced by such amount so that the total franchise fees shall not exceed the maximum permitted by federal law.

(e) The operator shall be prohibited from prepaying franchise fees on estimated annual revenues at the time of bidding for a new or renewal franchise.

~~(f) Should applicable federal law change so that the law no longer specifies a limit on franchise fee payments, the city shall specify the limit by ordinance.~~

(gf) The city reserves the right to conduct periodic audits of the operator's records to determine compliance with this provision. The city's acceptance of the operator's franchise fee payments does not constitute an accord and satisfaction nor are such payments in lieu of any other fees, taxes, or payments owed by the operator.

(hg) The operator shall pay simple interest at the rate of ten (10) percent per annum on all franchise fees which remain unpaid after the date they are due until the fees are paid.

Sec. 851-602. Security fund.

(a) Within thirty (30) days after the execution of a franchise agreement, the operator shall deposit with the city ~~the sum of one hundred fifty thousand dollars (\$150,000.00) in monies, a bond, a letter of credit, or a combination of these instruments in amounts specified in the franchise agreement (the security fund)~~ as security for the faithful performance of all the provisions of the franchise agreement, for timely completion of any construction required by the franchise agreement, for payment of liquidated damages administrative fines described in section 851-605 of this chapter, and for payments by the operator of any claims, liens, and taxes due the city which arise by reason of the construction, operation, or maintenance of the system. Any monies deposited pursuant to this section shall be placed by the controller of the city in an interest-bearing demand account at a bank or local savings institution agreeable to both parties. Interest on this account will accrue to the benefit of the operator upon completion and activation of the system as required in the franchise contract. Upon completion of construction required by the franchise agreement, the security fund shall be reduced by the board thereafter to an amount which the board deems reasonable, considering the nature and extent of any anticipated liabilities during the remaining term of the franchise, which amount shall be maintained during the period of the franchise contract.

(b) ~~If the franchise administrator determines that the operator has failed to perform under the franchise agreement,~~ that city or county taxes are due from the operator and are unpaid, that the city has been compelled to pay damages, costs, or expenses by reason of any act or default of the operator in connection with the franchise agreement, or that any other claims against the operator have arisen by reason of the construction, operation, or maintenance of the system, such that the city may draw monies from the security fund, the franchise administrator shall make a written report to the board outlining both the circumstances which the franchise administrator believes entitles the city to withdraw monies from the security fund and the amount proposed to be withdrawn. The franchise administrator shall provide a copy of the report to the operator. The board shall hold a hearing on the proposed withdrawal during which the operator may respond to the franchise administrator's report. Following the hearing, the board shall decide whether a withdrawal should occur and the amount of any withdrawal. The franchise administrator may immediately withdraw the amount, and, upon such withdrawal, the franchise administrator shall notify the operator of the amount and the withdrawal date. Within ten (10) days after notice to it that any amount has been withdrawn from the security fund deposited pursuant to subsection (a), the operator shall pay to, or deposit with, the city a sum of money or securities sufficient to restore such security fund to the full amount required by subsection (a). If the operator fails to restore such security fund within the specified ten-day period, the city may withdraw the entire security fund deposit remaining which shall be forfeited.

(c) With respect to violations of this chapter for which ~~liquidated damages administrative fines~~ are specified in section 851-605, the franchise administrator or other authorized city official shall provide written notice of the alleged violation to the operator and allow the operator thirty (30) days to comply. If the operator fails to comply or to notify city that corrective action is being actively and expeditiously pursued, the franchise administrator or other authorized city official may initiate a proceeding before the board, which board is hereby designated pursuant to IC 36-1-6-9 as the administrative board before which violations of this chapter may be enforced. Such proceeding shall be initiated by filing a complaint with the board, which shall issue a summons to the operator setting a time and date at which the board will hold a hearing on the violations alleged in the complaint. If after a hearing conducted in compliance with IC 36-1-6-9 the board finds that the operator has violated the ordinance as alleged, the board shall enter an order fixing the amount of the liquidated damage penalty administrative fines. If the operator fails to appeal the order of the board within sixty (60) days after the date of the order as provided in IC 36-1-6-9(f), the city shall withdraw the amount of liquidated damages administrative fines fixed in such order from the security fund.

(d) The security fund deposited pursuant to this section shall become the property of the city in the event that the franchise agreement is canceled by reason of the default of the operator. Notwithstanding the foregoing, the operator shall have the right to contest the board's decision to authorize a withdrawal from the security fund by filing an action in a court of competent jurisdiction. If the operator prevails in such an

action, the city shall repay to the operator the amount of the sum so withdrawn from the security fund together with interest at the statutory rate which applies to judgments from the date of such withdrawal.

(e) The operator shall be entitled to the return of such security fund, or portion thereof, and interest as remains on deposit with the city at the expiration of the term of its franchise, provided that there is then no outstanding default on the part of the operator.

(f) The rights reserved to the city with respect to the security fund are in addition to all other rights of the city, whether reserved by this chapter, the franchise or contract, or authorized by law; and no action, proceeding, or exercise of a right with respect to such security fund shall affect any other right the city may have.

Sec. 851-603. Liability, indemnification and insurance.

(a) The operator shall indemnify the city and its officers, employees, and agents for all expenses and costs, including reasonable attorneys' fees and other out-of-pocket expenses, arising out of or resulting from the grant of a franchise to the operator under this chapter, ~~including any such expenses and costs incurred by the city in defending the validity of the grant of a franchise,~~ provided that the operator shall have the right to agree to the selection of counsel and the fees to be charged for such defense and shall have the right, together with the city, to give direction to counsel in such defense.

(b) The operator shall pay all damages and penalties which the city may legally be required to pay as a result of the grant of its franchise under this chapter, including all damages arising out of the installation, operation, or maintenance of the system, whether or not any act or omission complained of is authorized, allowed, or prohibited by this Code. The operator's payment shall include all amounts expended by the city in defending itself in such action including, but not limited to, attorneys' fees and out-of-pocket expenses.

(c) In order for the city to assert its rights to be indemnified, defended, and held harmless, the city shall:

- (1) Notify the operator of any claim or legal proceeding which gives rise to such right;
- (2) Afford the operator the opportunity to participate in any compromise, settlement, or other resolution or disposition of such claim or proceeding and to fully control the financial terms of any payments to be made in such final disposition;
- (3) Fully cooperate with the reasonable request of the operator in its participation in, and control, compromise, settlement, or resolution or disposition of such claim or proceeding;

and the operator and the city shall act reasonably under all circumstances so as to mutually protect each other against liability and to mutually refrain from compromising the rights of each other. The city shall inform the operator of any offers to compromise, settle or otherwise resolve or dispose on any such claim or proceeding. If the operator is willing to accept such an offer and make all payments required by its terms, but the city refuses to agree to such offer within fifteen (15) days of notice from operator, the operator's obligation for indemnification shall be limited to the amount that would have been due if the offer had been accepted.

(d) The operator shall purchase and maintain throughout the term of the franchising contract such commercial general liability and other insurance as is appropriate and as will protect the operator and the city, by their employees, officers, or agents from (i) claims under workers' or workmen's compensation, disability benefits and other similar employee benefit acts; (ii) claims for damages because of bodily injury, occupational sickness or disease, or death of the operator's employees; (iii) claims for damages because of bodily injury, sickness or disease, or death of any person other than the operator's employees; (iv) claims for damages insured by personal injury liability coverage which are sustained by any person as a result of an offense directly or indirectly related to the employment of such person by the operator, or by any other person or entity for any other reason; (v) claims for damages because of physical injury to or destruction of tangible property wherever located, including loss of use resulting therefrom; (vi) claims arising out of operation of any laws or regulations for damages because of bodily injury or death of any person or for damage to property; and (vii) claims for damages because of bodily injury or death of any person or property damage arising out of the ownership, maintenance or use of any motor vehicle, which may arise out of or result from the operator's other obligations under the franchise agreement whether it is to be performed or furnished by the operator, by any subcontractor, by anyone directly or indirectly employed by

any of them to perform or furnish any of the work under the agreement, or by anyone for whose acts any of them may be liable. Written evidence of payment of premiums and copies of such insurance certificates shall be filed with the board within thirty (30) days of the effective date of the franchise.

- (1) The insurance required by this section shall be written for not less than the limits of liability and coverages as provided herein or as required by law, whichever is greater. The commercial general liability insurance shall include coverage of (a) premises and operations; (b) contractual liability as applicable to any indemnification hold harmless agreements in the agreement; (c) products and completed operations; (d) broadform property damage, including completed operations; (e) fellow employee claims under personal injury; and (f) independent contractors. Such insurance shall specifically include coverage for property damage from explosion, collapse of structures or structural injury due to grading of land, excavation, filling, backfilling, tunneling, pile driving, caisson work, moving, shoring, underpinning, raising of or demolition of any structure, or removal or rebuilding of any structural support of a building or structure. Such insurance shall further include coverage for damage to wires, conduits, pipes, mains, sewers, or other similar apparatus encountered below the surface of the ground when such damage is caused by any occurrence arising out of work performed by the operator or by any of the operator's subcontractors or anyone directly or indirectly employed by either.
- (2) The operator's insurance shall be written for not less than the following limits of liability:
 - a. Workers' compensation and disability: Statutory limits;
 - b. Employer's liability:
 1. Bodily injury by accident: One hundred thousand dollars (\$100,000.00) each accident;
 2. Bodily injury by disease: Five hundred thousand dollars (\$500,000.00) policy limit;
 3. Bodily injury by disease: One hundred thousand dollars (\$100,000.00) each employee.
 - c. Commercial general liability (occurrence basis) bodily injury, personal injury, property damage, contractual liability, products-completed operations:
 1. General aggregate limit (other than products/completed operations): Two million dollars (\$2,000,000.00);
 2. Products/completed operations: Two million dollars (\$2,000,000.00);
 3. Personal and advertising injury limit: One million dollars (\$1,000,000.00);Each occurrence: One million dollars (\$1,000,000.00);
Fire damage (any one (1) fire): Fifty thousand dollars (\$50,000.00);
Medical expense limit (any one (1) person): Five thousand dollars (\$5,000.00).
 - d. Comprehensive auto liability (single limit) (owned, hired and nonowned)
Bodily injury and property damage: One million dollars (\$1,000,000.00) each accident.
 - e. Umbrella excess liability: Five million dollars (\$5,000,000.00) each occurrence and aggregate. The deductible on the umbrella liability shall not be more than ten thousand dollars (\$10,000.00).
- (3) The operator shall be responsible for paying all deductible amounts.
- (4) Before commencing work, the operator shall submit a "certificate of insurance" indicating the above necessary coverages as well as naming the city, its employees and representatives as "additional named insureds" on all policies except workers' compensation to the city for review and approval. Such insurance shall be carried with financially responsible insurance companies authorized to do business in the State of Indiana, have a general policyholder's rating of A+, A,

or A-, in the edition of Alfred M. Bests Insurance Reports and be satisfactory in form and coverage to the city. Such coverages shall be kept in force at all times during the term of the franchise agreement. The operator's insurer(s) shall provide by certified mail to the city sixty (60) days prior written notice in the event of cancellation, nonrenewal or material change in the policies. In the event the board determines that the certificates do not clearly show that the operator's coverages and liability limits are those required by this chapter or litigation involving the scope or amount of the operator's coverage under this chapter is commenced, the board reserves the right to request, and the operator shall provide, copies of the underlying insurance policies for the certificates required above.

- (5) The commercial general liability insurance required by this section shall include contractual liability insurance applicable to indemnity and hold harmless obligations under the franchise agreement.

(e) The rights reserved to the city with respect to indemnification and insurance are in addition to all other rights of the city, whether reserved by this Code, the franchise agreement, or authorized by law, and no action, proceedings, or exercise of a right with respect to such indemnification and insurance shall affect any other right the city may have.

Sec. 851-604. No recourse.

Except for actions seeking equitable relief, The operator shall have no recourse whatsoever against the city or its officers, employees, or agents, for any loss, cost, expense or damage on account of claims arising out of any provision or requirements of its franchise because of its enforcement or nonenforcement, and without regard to whether the act or omission giving rise to the loss, cost, expense or damage was required or not required by the grant of the franchise. Nothing in this section shall be read to waive or limit any immunities granted by state or federal law to the city.

Sec. 851-605. ~~Liquidated damages~~ Administrative fines.

(a) For certain violations of the provisions of this chapter, ~~for which damages are otherwise not ascertainable, liquidated damages~~ the following administrative fines shall be chargeable to the security fund ~~described in in accordance with the procedures of~~ section 851-602 of this chapter as follows:

- (1) For the failure to complete construction and installation of the system in accordance with article III of this chapter, ~~unless the council specifically approves the delay by resolution because of reasons beyond the control of the operator,~~ the operator shall ~~forfeit~~ be subject to an administrative fine of one thousand dollars (\$1,000.00) each day or part thereof that the failure continues.
- (2) For failure to provide data and reports as requested by the council or board or required by this chapter, the operator shall ~~forfeit~~ be subject to an administrative fine of fifty dollars (\$50.00) each day or part thereof that the failure continues.
- (3) For failure to comply with the transfer requirements of section 851-2543 of this chapter, the operator shall ~~forfeit~~ be subject to an administrative fine of one thousand dollars (\$1,000.00) each day or part thereof that the failure continues.
- (4) For continuing failure after notice by city to comply with the system and customer service standards of articles IV and V of this chapter, the operator shall ~~forfeit~~ be subject to an administrative fine of seven hundred fifty dollars (\$750.00) each day or part thereof that the failure continues.
- (5) For persistent failure to comply with such reasonable requests ~~and recommendations~~ as may be made by the council and board pursuant to authority granted by this Code, the operator shall ~~forfeit~~ be subject to an administrative fine of seven hundred fifty dollars (\$750.00) each day or part thereof that the failure continues.
- (6) Recovery of ~~liquidated damages~~ administrative fines shall not excuse nonperformance, and the city may, in addition to recovering such damages, obtain any other relief or apply any other remedy which it may seek under this Code, the franchise agreement, or otherwise at law or equity.

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(b) In addition, the city retains all other rights and powers it has by virtue of this Code, the franchise agreement or otherwise, including the right to impose civil penalties, and shall have the right to terminate and cancel the franchise and all rights and privileges of the operator ~~in the event that the operator~~ in accordance with the franchise agreement.

- (1) ~~Fails to cure any violation (except where such violation is an event not within the operator's control) of any material provision of this Code, the franchise agreement, or any lawful rule, regulation, order, or determination of the city, the board or the council made pursuant to this Code, except where such violation is cured within a reasonable time before termination as determined by the city.~~
- (2) ~~Fails to meet the construction schedule as established in the franchise agreement or as modified by the council at the end of any two (2) years, unless such failure is not an event within the operator's control.~~

(c) ~~An event not within the operator's control includes, but is not limited to, natural disasters, civil disturbances, power outages, telephone network outages and severe weather. Those events which are ordinarily within the operator's control include, but are not limited to, special promotions, pay per view events, rate increases, regular peak or seasonal demand periods, and maintenance or upgrade of the system. Operator shall not be deemed in violation of the provisions of this chapter where such violation is an event beyond operator's control such as war, riots, civil disturbance, loss of utility service or facilities, judicial or governmental order, hurricanes, tornadoes, wind, floods or other natural catastrophes or other events beyond an operator's control, and an operator shall not be penalized for such violation, provided the operator takes immediate and diligent steps to bring itself back into compliance and to comply as soon as possible with this chapter under the circumstances without endangering the health, safety and integrity of the public, public streets, public property, or private property.~~

(d) Termination and cancellation may be effected only as specified by ordinance and in accordance with federal, state and local law; however, before the franchise may be terminated and canceled under this section, the operator must be provided with thirty (30) days notice and an opportunity to be heard before the council or its designated committee.

Sec. 851-606. Noncollusion warranty.

The operator shall warrant that it has neither paid nor agreed to pay any commission, fee, percentage, gift, or any other consideration, including providing service without charge, contingent upon, or resulting from the award, transfer or renewal of its franchise to any officer (whether elected or appointed), employee or agent of the city or of Marion County, Indiana.

Secs. 851-607--851-700. Reserved.

ARTICLE VII. GENERAL REGULATORY PROVISIONS

Sec. 851-701. Subscribers' rates and charges.

(a) To the extent permitted by Section 623 of the Act (47 U.S.C. Section 543) and any regulations promulgated pursuant thereto by the Federal Communications Commission, the city shall regulate rates and charges for cable service to subscribers. The authority of the city to regulate such rates and charges is delegated to the board, subject to the procedures and limitations of this section.

- (b) The following procedures shall be used to review and approve changes in rates and charges:
 - (1) The cable franchise board shall adopt rules and regulations for the review and regulation of rates and charges for cable services provided by franchisees consistent with the requirements of the act, applicable Federal Communications Commission regulations and this chapter. Because of the deadlines contained in current Federal Communications Commission regulations, such rules and regulations shall be in effect upon adoption by the board, provided that the council may suspend or reject such regulations by resolution adopted within sixty (60) days of the date of certification of such rules and regulations to the clerk.
 - (2) The cable franchise board shall adopt final rate orders in accordance with the rules and regulations adopted by the board. Such orders shall be final upon adoption for purposes of time limits set forth in Federal Communications Commission rules but may be reviewed by the

council upon request by any participating party as set forth in this paragraph. "Participating party" means the franchisee, the franchise administrator, and any person or entity who participated orally or by filing written petitions with the board in the rate proceedings before the board. Review by the council shall be initiated by filing a request with the clerk of the council. Such request shall state briefly the reasons that review is requested and shall be filed within fifteen (15) days of the date of the board's final rate order. Within thirty (30) days of the filing of such request, the committee shall hold a hearing upon the request, which hearing may be continued as deemed appropriate by the committee. The committee may recommend to the council that the final rate order be returned to the board for further proceedings. If the council adopts a resolution returning the order to the board, the board shall hold such additional hearings as appropriate and may either affirm or amend its final rate order. If the order is amended or modified such amended or modified order shall be subject to further review as provided in this paragraph for final rate orders. If the council fails to act upon a final rate order within ninety (90) days of its adoption by the board, the order of the board shall be final, subject only to review as provided by law. Notwithstanding the above, an interested party may appeal the order of the board to the Federal Communications Commission or a court of competent jurisdiction in accordance with Federal Communications Commission rules without seeking review by the council.

- (3) The city reserves the right to regulate subscribers' rates and charges by ordinance if the applicable federal law is changed or repealed and the city is not prohibited from doing so by law.

(c) Regardless of whether the city regulates or is authorized to regulate rates and charges to subscribers, the operator shall not discriminate as to rates and charges among customers of basic service, except as permitted by applicable law.

(d) In any request for proposals or as a condition of the renewal of existing franchises, the city may require and regulate the installation or rental of equipment which facilitates the reception of basic cable service by hearing-impaired individuals.

~~Sec. 851-702. Administration and enforcement.~~

~~The operator's franchise is subject to such ordinances or regulations that may be lawfully adopted from time to time (i) to permit the city to exercise its rights under the franchise agreement or the Code; or (ii) pursuant to the city's police and regulatory powers under applicable law.~~

~~Sec. 851-703. Compliance with other applicable laws.~~

(a) The operator shall comply with all statutes, codes, ordinances, rules and regulations applicable to its business.

(b) A franchise granted pursuant to this chapter authorizes only the operation of a cable system, and does not take the place of any other franchise, license or permit which law requires of the operator.

~~(c) The council, the board and any other agency of the city shall have the power to adopt, in addition to the provisions contained in this chapter, the franchising contract, and any other applicable ordinances or regulations, such additional ordinances or regulations as they shall find necessary in the exercise of police power.~~

~~Sec. 851-704.3. Reports to be filed with board.~~

(a) The operator shall file and maintain with Indianapolis Mapping and Geographic Infrastructure System (IMAGIS) Consortium or successors true and accurate mapping data in digital format of all existing and proposed plant extensions.

(b) Upon request of the city, ~~The~~ operator shall file with the agency all quarterly and annual financial reports and statements required to be filed with the Securities and Exchange Commission. The operator shall also provide the agency with quarterly statements of gross revenues by category of revenue with regard to payment of franchise fees as well as an annual report of gross revenues by category of revenue from the operation of its system in the city.

(c) The operator shall file with the agency a copy of any formal communications received from or required to be filed with any other governmental agency, except tax returns and determinations, including

the Federal Communications Commission, concerning the operation of its system in the city or affecting the operator's ability to perform its franchise agreement with the city.

(d) The operator shall file with the agency written evidence at least annually of payment of premiums on insurance policies required by this chapter.

(e) The operator shall file annually with the agency the equal employment opportunity reports described in Section 634 of the Act (47 U.S.C. Section 554). These reports shall be filed with the agency within thirty (30) days after the reports are filed with the Federal Communications Commission.

(f) The operator shall keep on file with the agency current copies of insurance certificates evidencing the coverages and liability limits required by this chapter.

(g) The operator shall monthly file with the agency an operations report, showing such information as changes in subscriber totals, subscribers for each tier of service, a summary of complaints, and a summary of outages.

(h) The operator shall file or keep on file with the agency any information which may be required by this Code or which the board reasonably deems necessary to ensure that the duties of the operator, its customers, the agency, and the board are carried out.

Sec. 851-705~~4~~. Inspection of records and facilities; maintenance of records.

(a) At any reasonable time during normal business hours, the city shall have the right to inspect the studios, equipment, operating facilities and business records maintained by the operator to ~~ensure that the obligations to the city, its customers, the agency, and the board are carried out.~~ determine compliance with applicable law.

(b) The operator shall maintain all records related to the franchise ~~for the term of the franchise at least five (5) years.~~ and all such records shall stay with the system in the event of a transfer.

Sec. 851-706~~5~~. Limitation on ownership by certain parties.

(a) No officer (whether elected or appointed), employee, or agent of the city or of Marion County, Indiana, or member of his immediate family (meaning spouse or children), whose official duties require him to administer, enforce, or regulate the business of the operator or the terms or conditions of the franchise agreement, shall, during the term of the franchise or until after a period of one (1) year following the termination of his duties as such officer, employee, or agent, own, either directly or indirectly, any beneficial interest in the business of the operator.

(b) Without limiting the generality of the description of persons or entities described in subsection(a), the limitation set forth in this section shall apply to members of the board, members of the council, the officers, employees, and agents of the council and of the agency.

Sec. 851-707~~6~~. Performance evaluations.

The city shall conduct regular performance evaluations at least every three (3) years during the term of the franchise to determine the operator's compliance with the terms of his franchise agreement and the Code.

Sec. 851-708~~7~~. Reimbursement of city's expenses.

The operator shall reimburse the city its expenses for conducting the franchise audits described in section 851-601 and the performance evaluations described in section 851-708~~6~~, if specifically required by the franchise agreement.

Sec. 851-709. Termination of a portion of a special cable franchise.

~~(a) The geographic area of a special cable franchise shall be the separate limited cable service areas described in the franchise agreement, including expansions approved under section 851-253; provided, that ninety (90) days after a private cable service contract to serve a separate limited cable service area expires by its terms or is terminated, such area shall no longer be included in the geographic area of such franchise unless extended within such ninety day period. Provided, however, if the termination of such private cable~~

~~service contract is the result of foreclosure, bankruptcy or insolvency of the owner or manager of the multiple unit dwellings served under such private cable service contract and such dwellings are being managed under judicial supervision, such ninety-day period shall be tolled until such dwellings are transferred to a new owner or manager.~~

~~(b) Whenever under the terms of subsection (a) a separate limited cable service area ceases to be within the geographic area of a special cable franchise, the operator within thirty (30) days shall certify to the franchise administrator of the cable franchise board the description of such separate limited cable service area.~~

~~Sec. 851-710. Removal of system~~

~~Upon expiration or forfeiture of the franchise, the city shall have the right to order the operator to continue to maintain and operate the system or limited cable system pending the operator's replacement.~~

~~Sec. 851-711.08. Reservation of city rights; franchise limitations.~~

(a) No privilege or power of eminent domain is bestowed by the grant of a franchise under this chapter; the grant of franchise does not confer any rights other than as expressly provided by this chapter or the franchise agreement.

(b) The franchise and the right it grants to use and occupy the public ways shall not be exclusive and do not explicitly or implicitly preclude the issuance of other franchises to operate cable systems or other communications systems within Marion County, Indiana, affect the city's right to authorize use of public ways by other persons or entities to operate cable systems or other communications systems or for other purposes as it determines appropriate for the same or a different franchise territory, or affect the city's right to itself construct, operate or maintain a cable system or other communications system, with or without a franchise as permitted by federal or state law.

~~(c) By its acceptance of the franchise, the operator agrees to comply with all requirements of the cable ordinance (chapters 851 and 285 of this Code) and any validly enacted amendments to the ordinance during the term of the franchise.~~

~~(d) All rights and privileges granted pursuant to this chapter are subject to the valid exercise of the police powers of the city and its rights under applicable laws and regulations to regulate the operator and the construction, operation, or maintenance of its system, including, but not limited to, the right to adopt and enforce additional regulations as the city shall find necessary in the exercise of its police powers; the right to adopt and enforce applicable zoning, building and permitting and safety codes; the right to adopt ordinances and regulations relating to equal employment opportunities; and any right the city has to adopt and enforce laws, ordinances and regulations including cable television consumer protection laws and service standards pursuant to the act.~~

~~Sec. 851-712.09. Public records standard.~~

Public records generated under this chapter shall be available in accordance with the provisions of IC 5-14-3.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

Councillor Curry requested that Proposal Nos. 503 and 504, 1996 be heard together, but voted on separately. Consent was given.

PROPOSAL NO. 503, 1996. The proposal approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis. PROPOSAL NO. 504, 1996. The proposal approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Comcast Cablevision of Indianapolis, L.P.

By a 5-0 vote, the Committee reported Proposal No. 503, 1996 to the Council with the recommendation that it do pass as amended.

Councillor Bradford asked if the franchise fee is going to be increased from 3% to 5% revenue. Councillor Curry answered in the affirmative.

Councillor Bradford stated that he will be voting against Proposal Nos. 503 and 504, 1996 because his feeling is the proposals are another tax increase for the taxpayers.

Councillor Williams asked about government access regarding Channel 16. Councillor Curry replied that there will be no change to Channel 16. Channel 16 will be the major benefactor of the Capital Equipment Fund allowing them to update their equipment.

Councillor O'Dell asked if the proposals affect the scheduled build out promised by both cable franchises. Jerry Murray, Comcast Cablevision, replied that Comcast is trying to stay with timeline on the construction on the rebuild. The year 2000 is the completion date and more than likely reached prior to then. American Cablevision replied with the same answer.

Councillor O'Dell asked if the cable companies plan to carry the maximum of 80 channels at all times. Mr. Murray replied that the franchise agreement does specifically require the cable companies to carry programming on all 80 channels but Comcast will be providing them.

Councillor Curry moved, seconded by Councillor McClamroch, for adoption. Proposal No. 503, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams
2 NAYS: Bradford, Brents
2 NOT VOTING: Black, Talley
1 ABSENT: Dowden

Proposal No. 503, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 12, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 12, 1996

A SPECIAL ORDINANCE approving and confirming an agreement for the renewal of a franchise for cable service granted by the Consolidated City of Indianapolis, Indiana, to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana, has adopted Chapter 851 of the Revised Code of the Consolidated City and County, which regulates the grant of franchises for cable service, including the construction, operation, and maintenance of cable systems; and

WHEREAS, on March 16, 1993, Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis (American) duly filed notice requesting commencement of formal franchise renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992 and the Telecommunications Act of 1996, amendments to the Communications Act of 1934 (47 U.S.C. Sec. 521 et seq.) (the Act) for its current franchise for cable service; and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under Section 626 of the Act and conducted public hearings and mail surveys and engaged consultants to perform studies to identify future cable-related community needs and interest and to review American's performance under its franchise during the current franchise term; and

WHEREAS, on July 23, 1996, the Council's Rules and Public Policy Committee, pursuant to the Code, conducted jointly with the Cable Franchise Board a public hearing and has given due consideration as to whether the terms and conditions of the agreement, which were informally negotiated by the parties, meet the future cable-related community needs; and

WHEREAS, the City-County Council, pursuant to the Code, must act upon an ordinance approving and confirming an agreement for the renewal of American's franchise for cable service as recommended by the Council's Rules and Public Policy Committee; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves and confirms the renewal of a franchise for cable service to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis, and approves and confirms the franchise agreement by and between the Consolidated City of Indianapolis, Indiana, through the Indianapolis-Marion County Cable Franchise Board, and Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis, the original of which agreement will be kept in the City-County Council's permanent files and available for public inspection.

SECTION 2. The City-County Council directs the chair of the Indianapolis-Marion County Cable Franchise Board to execute this franchise agreement on behalf of the Consolidated City of Indianapolis, Indiana.

SECTION 3. This ordinance shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 504, 1996. The proposal approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Comcast Cablevision of Indianapolis, L.P. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Curry moved, seconded by Councillor McClamroch, for adoption. Proposal No. 504, 1996, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Cockrum, Coonrod, Coughenour, Curry, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
4 NAYS: Borst, Bradford, Brents, Gilmer
1 ABSENT: Dowden

Proposal No. 504, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 13, 1996, and reads as follows:

August 5, 1996

CITY-COUNTY SPECIAL ORDINANCE NO. 13, 1996

A SPECIAL ORDINANCE approving and confirming an agreement for the renewal of a franchise for cable service granted by the Consolidated City of Indianapolis, Indiana, to Comcast Cablevision of Indianapolis, L.P.

WHEREAS, the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana, has adopted Chapter 851 of the Revised Code of the Consolidated City and County, which regulates the grant of franchises for cable service, including the construction, operation, and maintenance of cable systems; and

WHEREAS, on June 29, 1993, Comcast Cablevision of Indianapolis, L.P. (Comcast) duly filed notice requesting commencement of formal franchise renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992 and the Telecommunications Act of 1996, amendments to the Communications Act of 1934 (47 U.S.C. Sec. 521 et seq.) (the Act) for its current franchise for cable service; and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under Section 626 of the Act and conducted public hearings and mail surveys and engaged consultants to perform studies to identify future cable-related community needs and interest and to review Comcast's performance under its franchise during the current franchise term; and

WHEREAS, on July 23, 1996, the Council's Rules and Public Policy Committee, pursuant to the Code, conducted jointly with the Cable Franchise Board a public hearing and has given due consideration as to whether the terms and conditions of the agreement, which were informally negotiated by the parties, meet the future cable-related community needs; and

WHEREAS, the City-County Council, pursuant to the Code, must act upon an ordinance approving and confirming an agreement for the renewal of Comcast's franchise for cable service as recommended by the Council's Rules and Public Policy Committee; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves and confirms the renewal of a franchise for cable service to Comcast Cablevision of Indianapolis, L.P., and approves and confirms the franchise agreement by and between the Consolidated City of Indianapolis, Indiana, through the Indianapolis-Marion County Cable Franchise Board, and Comcast Cablevision of Indianapolis, L.P., the original of which agreement will be kept in the City-County Council's permanent files and available for public inspection.

SECTION 2. The City-County Council directs the chair of the Indianapolis-Marion County Cable Franchise Board to execute this franchise agreement on behalf of the Consolidated City of Indianapolis, Indiana.

SECTION 3. This ordinance shall be effective upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 458, 459, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, and 493, 1996 on July 31, 1996. Councillor Gilmer asked for consent to vote on Proposal Nos. 458, and 459, 1996 together. Consent was given.

PROPOSAL NO. 458, 1996. The proposal, sponsored by Councillor Tilford, authorizes a 25 mph speed limit on Whistler Drive from German Church Road to Mutz Drive (District 12). PROPOSAL NO. 459, 1996. The proposal, sponsored by Councillor Tilford, authorizes a 25 mph speed limit on Tapp Drive from Winding Hart Drive to County Line (District 12). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they be

stricken. Councillor Gilmer moved, seconded by Councillor Tilford, that the Committee report to strike be upheld. Proposal Nos. 458, and 459, 1996 were stricken by a unanimous voice vote.

PROPOSAL NO. 482, 1996. The proposal, sponsored by Councillor Golc, authorizes a traffic signal at Holt Road and Oliver Avenue (District 17). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal No. 482, 1996 was adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Franklin, Gilmer, Golc, Gray, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, Shambaugh, Short, Talley, Tilford

0 NAYS:

6 NOT VOTING: Curry, Hinkle, O'Dell, SerVaas, Smith, Williams

1 ABSENT: Dowden

Proposal No. 482, 1996 was retitled GENERAL ORDINANCE NO. 126, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 126, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Holt Rd, Oliver Av	Holt Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30	Holt Rd, Oliver Av	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 483, 484, 485, 486, 487, 488, 489, 490, and 491, 1996 together. Consent was given.

PROPOSAL NO. 483, 1996. The proposal, sponsored by Councillor Dowden, authorizes intersection controls for Allison Commons, Section 1 (District 4). PROPOSAL NO. 484, 1996. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at Sherman Drive and Lorrain Road (District 4). PROPOSAL NO. 485, 1996, sponsored by Councillor Bradford, authorizes a multi-way stop at 58th Street and Carvel Avenue (District 7). PROPOSAL NO. 486, 1996. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at Baker

Drive and Conried Drive (District 14). PROPOSAL NO. 487, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 46th Street and Sunset Avenue (District 6). PROPOSAL NO. 488, 1996. The proposal, sponsored by Councillor Tilford, authorizes a multi-way stop at 13th Street and Mitchner Avenue (District 12). PROPOSAL NO. 489, 1996. The proposal, sponsored by Councillor Coughenour, authorizes a multi-way stop at Harlan Street and Werges Avenue (District 24). PROPOSAL NO. 490, 1996. The proposal, sponsored by Councillor Schneider, authorizes a multi-way stop at Holliday Drive and Pine Drive (District 3). PROPOSAL NO. 491, 1996. The proposal, sponsored by Councillor Smith, authorizes a multi-way stop at Post Road, Imperial Drive, and Northeastern Avenue (District 23).

By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal Nos. 483, 484, 485, 486, 487, 488, 489, 490, and 491, 1996 were adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
4 NOT VOTING: Coonrod, Jones, Moores, Williams
1 ABSENT: Dowden

Proposal No. 483, 1996 was retitled GENERAL ORDINANCE NO. 127, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 127, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Periwinkle Way, Spindrif Ln	Periwinkle Way	Stop
12	Spindrif Ln, 56th St	56th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 484, 1996 was retitled GENERAL ORDINANCE NO. 128, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 128, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Lorrain Rd, Sherman Dr	Sherman Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12	Lorrain Rd, Sherman Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 485, 1996 was retitled GENERAL ORDINANCE NO. 129, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 129, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	58th St, Carvel Av	Carvel Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	58th St, Carvel Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 486, 1996 was retitled GENERAL ORDINANCE NO. 130, 1996, and reads as follows:

August 5, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 130, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Baker Dr, Conried Dr	Conried Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Baker Dr, Conried Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 487, 1996 was retitled GENERAL ORDINANCE NO. 131, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 131, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	46th St, Sunset Av	Sunset Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17	46th St, Sunset Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 488, 1996 was retitled GENERAL ORDINANCE NO. 132, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 132, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	13th St, Mitchner Av	Mitchner Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27	13th St, Mitchner Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 489, 1996 was retitled GENERAL ORDINANCE NO. 133, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 133, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Harlan St, Werges Av	Harlan St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Harlan St, Werges Av	Werges Av	Stop

August 5, 1996

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 490, 1996 was retitled GENERAL ORDINANCE NO. 134, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 134, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4	Holliday Dr, Pine Dr	Pine Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 491, 1996 was retitled GENERAL ORDINANCE NO. 135, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 135, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
41	Post Rd, Imperial Dr, Northeastern Av	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 492, 1996. The proposal, sponsored by Councillor Williams, removes parking restrictions on Central Avenue (District 22). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 492, 1996 was adopted on the following roll call vote; viz:

23 YEAS: *Black, Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Franklin, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

5 NOT VOTING: *Boyd, Brents, Gilmer, Jones, Williams*

1 ABSENT: *Dowden*

Proposal No. 492, 1996 was retitled GENERAL ORDINANCE NO. 136, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 136, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby, amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY

from 7:00 a.m. to 9:00 a.m.

Central Avenue, on the west side,
from Thirty-fourth Street to Eleventh Street

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS

from 6:00 a.m. to 9:00 a.m.

Central Avenue, on the east side,
from Eleventh Street to Fall Creek Boulevard

Central Avenue, on the east side,
from Fall Creek Parkway to Thirty-fourth Street

Central Avenue, on the west side,
from Twenty-eight Street to Fall Creek Parkway

Central Avenue, on the west side,
from Twenty-eighth Street to Thirty-fourth Street

from 4:00 p.m. to 6:00 p.m.

Central Avenue, on the east side,
from Thirty-fourth Street to South Central Court

ON ANY DAY EXCEPT SATURDAYS,
SUNDAYS AND HOLIDAYS

from 7:00 a.m. to 9:00 a.m.

Central Avenue, on the east side,
from Twenty-eight Street to Thirty-eight Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby, amended by the addition of the following, to wit:

August 5, 1996

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
from 6:00 a.m. to 9:00 a.m.

Central Avenue, on the west side,
from Thirty-fourth Street to Eleventh Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 493, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes parking restrictions on Dearborn Street, on the west side, from the south curblin of 10th Street to a point 200 feet south of 10th Street (District 15). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 493, 1996 was adopted on the following roll call vote; viz:

24 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Gilmer, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*

0 NAYS:

4 NOT VOTING: *Coughenour, Franklin, Jones, Williams*

1 ABSENT: *Dowden*

Proposal No. 493, 1996 was retitled GENERAL ORDINANCE NO. 137, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 137, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Dearborn Street, on the west side,
from the south curblin of Tenth Street,
to a point 200 feet south of Tenth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Hinkle recognized and thanked Councillor O'Dell for the successful way he planned and handled the Scarborough Peace Games. Councillor Gray thanked the Councillors who attended the Firefighters Memorial Service.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Gilmer in memory of Robert J. Stevens; and
- (2) Councillor Boyd in memory of Catherine McDaniels.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Robert J. Stevens and Catherine McDaniels. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:49 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 5th day of August, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, AUGUST 19, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, August 19, 1996, with Councillor SerVaas presiding.

Councillor McClamroch led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Dowden

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Short recognized Billie J. Breaux, State Senator. Councillor McClamroch recognized State Senator Murray Clark and his son Jim. Councillor Borst wished his mother a happy birthday.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 19, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

August 6, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis COMMERCIAL on Wednesday, August 7, 1996 and the Indianapolis NEWS on Thursday, August 8, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 527, 528, and 530, 1996 to be held on August 19, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

August 9, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 75, 1996: an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund

FISCAL ORDINANCE NO. 76, 1996: an appropriation of \$60,000 for the Marion County Superior Court, Juvenile Division, to fund Child Advocates, Inc., a program to assist children who are victims of abuse, financed by a state grant

FISCAL ORDINANCE NO. 77, 1996: an appropriation of \$45,000 for the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers to combat domestic violence financed by a federal grant

FISCAL ORDINANCE NO. 78, 1996: an appropriation of \$8,529 for the Prosecuting Attorney to pay partial salary of an Adult Protective Services Investigator and to purchase a computer financed by a federal grant

FISCAL ORDINANCE NO. 79, 1996: an appropriation of \$700,000 for the Public Defender Agency to fund indigent Appeal transcripts and death penalty litigation claims financed by revenues from the County General Fund

GENERAL ORDINANCE NO. 118, 1996: amends the Code concerning activities in the right-of-way

GENERAL ORDINANCE NO. 126, 1996: authorizes a traffic signal at Holt Road and Oliver Avenue (District 17)

GENERAL ORDINANCE NO. 127, 1996: authorizes intersection controls for Allison Commons, Section 1 (District 4)

August 19, 1996

GENERAL ORDINANCE NO. 128, 1996: authorizes a multi-way stop at Sherman Drive and Lorrain Road (District 4)

GENERAL ORDINANCE NO. 129, 1996: authorizes a multi-way stop at 58th Street and Carvel Avenue (District 7)

GENERAL ORDINANCE NO. 130, 1996: authorizes a multi-way stop at Baker Drive and Conried Drive (District 14)

GENERAL ORDINANCE NO. 131, 1996: authorizes a multi-way stop at 46th Street and Sunset Avenue (District 6)

GENERAL ORDINANCE NO. 132, 1996: authorizes a multi-way stop at 13th Street and Mitchner Avenue (District 12)

GENERAL ORDINANCE NO. 133, 1996: authorizes a multi-way stop at Harlan Street and Werges Avenue (District 24)

GENERAL ORDINANCE NO. 134, 1996: authorizes a multi-way stop at Holliday Drive and Pine Drive (District 3)

GENERAL ORDINANCE NO. 135, 1996: authorizes a multi-way stop at Post Road, Imperial Drive, and Northeastern Avenue (District 23)

GENERAL ORDINANCE NO. 136, 1996: removes parking restrictions on Central Avenue (District 22)

GENERAL ORDINANCE NO. 137, 1996: authorizes parking restrictions on Dearborn Street, on the west side, from the south curblin of 10th Street to a point 200 feet south of 10th Street (District 15)

SPECIAL RESOLUTION NO. 50, 1996: calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families

SPECIAL ORDINANCE 11, 1996: elects to fund MECA operations in calendar year 1997 with \$2 million dollars of COIT revenue

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

The President called for additions or corrections to the Journal of August 5, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 563, 1996. The proposal, introduced by Councillors Boyd, Black, Borst, Brents, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, SerVaas, Short, Talley, and Williams, remembers the life of Reverend Andrew J. Brown. Councillor Boyd read the proposal and asked for consent to vote on Proposal No. 563, 1996 prior to commenting on the proposal. Consent was given. Proposal No. 563, 1996 was adopted by a unanimous voice vote.

Councillor Boyd stated that Reverend Brown served the community during a significant transition period of time for the black population in Indianapolis. He stated that while acknowledging the life of a person such as Reverend Brown, it is important for other generations to be aware of the circumstances and events which existed in the community prior to that time. Councillor Boyd continued saying that without this knowledge other generations have less appreciation for the strides made by civil rights leaders such as Reverend Brown. One of the vital strides which Reverend Brown helped achieve was racial equality in Indianapolis.

Councillors Boyd and Franklin presented the family with copies of the document and Council pins.

Reverend Thomas L. Brown, Reverend Andrew J. Brown's son, spoke on behalf of the family, his widow RosaLee Brown, and daughters Dr. Monica Fields and Adrienne Brown. He thanked and expressed appreciation to the Council for the honor of remembering his father.

Councillor Boyd moved, seconded by Councillor Bradford, for adoption. Proposal No. 563, 1996 was adopted by a unanimous voice vote.

Proposal No. 563, 1996 was retitled SPECIAL RESOLUTION NO. 51, 1996 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1996

A SPECIAL RESOLUTION remembering the life of Reverend Andrew J. Brown.

WHEREAS, Reverend Andrew J. Brown made a tremendous and continuing impact upon the city of Indianapolis; and

WHEREAS, during W.W.II, while laying in a hospital bed he promised God that if his leg would be spared from amputation, he would dedicate the rest of his life doing the Lord's work and be a champion of justice for all people; and

WHEREAS, a healing miracle occurred, and Rev. Brown, true to his word, spent the rest of his life preaching the Gospel and working for social justice; and

WHEREAS, the articulate new minister with an inspiring new message arrived at St. John's Missionary Baptist Church in 1947, and from that day on Indianapolis would never be the same; and

WHEREAS, Rev. Brown teamed up with Dr. Martin Luther King, Jr. and other national civil rights activists to energetically call attention to acts of racial segregation and discrimination in this community and nation; and

WHEREAS, Rev. Brown co-founded the Indiana Black Expo, started Operation Breadbasket, led marches, organized social programs and organized voter registrations, and in the 1980's a street alongside the Church was renamed *Dr. Andrew J. Brown Avenue* to honor him; and

WHEREAS, after a lifetime of faith, courage and ministry, Rev. Brown has now been called from his earthly pilgrimage to spend eternity with his Heavenly Friend; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to reflect upon the life of minister, civil rights leader and friend of many--Reverend Andrew J. Brown.

SECTION 2. Giant strides in human equality were made during the active years of Rev. Brown, and such progress must not flag now that his voice has been stilled.

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SECTION 3. The Council extends its heartfelt condolences to Rev. Brown's widow RosaLee Brown; daughters Dr. Monica Fields and Adrienne Brown; and to his son Rev. Thomas L. Brown.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 564, 1996. The proposal, introduced by Councillor SerVaas, concerns the Marion County Court Unification. The President referred Proposal No. 564, 1996 to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 524, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 524, 1996 on August 6, 1996. The proposal approves the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations. Councillor Schneider moved, Councillor Massie seconded, and Proposal No. 524, 1996 was adopted by a unanimous voice vote.

Proposal No. 524, 1996 was retitled COUNCIL RESOLUTION NO. 50, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 1996

A COUNCIL RESOLUTION approving the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County for a term of one (1) year and until a successor is appointed, at the pleasure of the Mayor.

WHEREAS, pursuant to IC 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Peter A. Bisbecos to serve as hearing officer at his pleasure for a term of one (1) year, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Peter A. Bisbecos is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for a term of one (1) year.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 550, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 551, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the

operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 552, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 553, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 554, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Resolution which reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 555, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which restricts the use of public funds not budgeted for that purpose to settle employment litigation"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 556, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$4,000,000 for the Department of Parks and Recreation to make capital improvements at Garfield Park financed by a grant from Lilly Endowment"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 557, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$724,123 for the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center financed by revenues in the Consolidated County and Federal Grants Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 558, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$2,326 for the Prosecuting Attorney to train deputy prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 559, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$89,957 for the Prosecuting Attorney to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock, and Boone Counties financed by state and federal grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 560, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$19,743 in the State and Federal Grants Fund for the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor to restore the six percent decrease in the original award for the expedited trial grant that was a result of the federal budget not being approved on the date of the original grant award"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 561, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,744 in the State and Federal Grants Fund for the Marion County Public Defender Agency and County Auditor to restore the six percent decrease in the original award of the alternative sentencing grant that was a result of the federal budget not being approved on the date of the original grant award"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 562, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$318,874 to provide funding for training and anti-gang initiatives for the Department of Public Safety, Police Division, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Borst reported that the Economic Development Committee heard Proposal Nos. 565, 566, 567, and 568, 1996 on August 14, 1996.

PROPOSAL NO. 565, 1996. The proposal is a special ordinance for Indiana Veneers Corp. to proceed with the acquisition of machinery, equipment and/or other fixtures and the expansion of the existing building located at 1121 East 24th Street in an amount not to exceed \$1,000,000 (District 10). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 565, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Curry, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Short, Smith, Talley, Tilford, Williams

0 NAYS:

5 NOT VOTING: Bradford, Coughenour, Franklin, Gilmer, Shambaugh

1 ABSENT: Dowden

Proposal No. 565, 1996 was retitled SPECIAL ORDINANCE NO. 14, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 14, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Indiana Veneers Corp. Project) (the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a bond purchase and loan agreement between an issuer and a bondholder; and

WHEREAS, a representative of Indiana Veneers Corp. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete certain foundation work and structural reconfiguration to the Company's existing building and the acquisition of certain machinery and equipment which will be owned and operated by the Company for use in its existing wood veneer manufacturing business located at 1121 East 24th Street, Indianapolis, Indiana, and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, installation and equipping of the Project by issuing its \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Indiana Veneers Corp. Project) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Bond Purchase and Loan Agreement (the "Loan Agreement") by and among the Issuer, the Company and NBD Bank, N.A. in order to obtain funds to lend to the Company pursuant to the Bond Purchase and Loan Agreement for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Bond Purchase and Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the Bond Purchase and Loan Agreement (hereinafter referred to as the "Financing Document") and this proposed form of special ordinance by Resolution adopted, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Document consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Financing Document presented herewith is hereby approved and such document shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana

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Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Document are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed One Million Dollars (\$1,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the costs of the Project, which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Document to evidence and secure said loan and as otherwise provided in the above-described Financing Document. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Purchaser at a price not less than one hundred percent (100%) of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest determined as set forth in the Bond Purchase and Loan Agreement.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute the Financing Document approved herein which requires the signature of the Mayor and City Clerk and any other document which may be necessary to desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Purchaser, payment for which will be made in the manner set forth in the Financing Document. The Mayor and City Clerk may, by their execution of the Financing Document requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Document shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 566, 1996. The proposal is a special ordinance for Willowbrook Affordable Housing Corp. to proceed with the acquisition, renovation and equipping of the existing 385-unit multi-family residential rental facility consisting of 12 buildings located at 4803 Round Lake Road on approximately 28.44 acres of land, as well as the acquisition, construction and installation of various site improvements at the facility in an amount not to exceed \$17,005,000 (Willowbrook Apartments Project) (District 4). By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Bradford asked whether any property taxes would be paid. Michael Lucas, Counsel to the Indianapolis Economic Development Commission, answered in the affirmative.

Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 566, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Coughenour, Williams

1 ABSENT: Dowden

Proposal No. 566, 1996 was retitled SPECIAL ORDINANCE NO. 15, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$17,005,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Willowbrook Apartment Project) tentatively consisting of \$12,915,000 Senior Series 1996A, \$350,000 Taxable Senior Series 1996B, \$1,565,000 Subordinated Series 1996C and \$2,175,000 Junior Subordinated Series 1996D, but subject to change (the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a trustee; and

WHEREAS, a representative of Willowbrook Affordable Housing Corp. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to finance the costs of the acquisition, renovation and equipping of the existing three hundred eighty-five unit multi-family residential rental facility consisting of twelve buildings located at 4803 Round Lake Road on approximately 28.44 acres of land, as well as the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, installation and equipping of the Project by issuing the Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, a duly authorized designee of the Issuer conducted a public hearing pursuant to Section 147(f) of the Internal Revenue of 1986, as amended; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of August 1, 1996 between the Issuer and First Commercial Trust Company, National Association and Peoples Bank & Trust Company as Co-Trustees (the "Co-Trustees"), and to loan the proceeds of the Bonds to the Company pursuant to a Loan Agreement dated as of August 1, 1996 between the Issuer and the Company (the "Loan Agreement") for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Indenture and the Loan Agreement provide for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

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WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Indenture and the Loan Agreement dated as of August 1, 1996 among the Issuer, the Company and the Co-Trustees, the Land Use Restriction Agreement dated as of August 1, 1996 among the Issuer, the Co-Trustees and the Company, the Bond Purchase Agreement from Miller & Schroeder Financial, Inc. to the Issuer and the Company, and the Official Statement of the Issuer (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total principal amount not to exceed \$17,005,000. Said Bonds are to be issued for the purpose of procuring funds to pay the costs of the acquisition, construction and equipping of the Project as more particularly set out in the Financing Documents, incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest from the note payments made by the Company under the Loan Agreement or as otherwise provided in the above described Indenture. Payments of principal and interest are payable in lawful money of the United States of America by check or draft mailed or delivered to the registered owners as provided in the Indenture. The Bonds shall never constitute a general obligation of, an indebtedness of, or a charge against the general credit of the City of Indianapolis, Indiana, nor are the Bonds payable in any manner from revenues raised by taxation.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the original purchasers thereof at a price not less than 92.5% of par, representing an underwriter's discount of 2.5% and original issue discount not to exceed 5%. The term of the Bonds shall not exceed 35 years and the Bonds will bear interest at various rates not to exceed 10.5%.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary to desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the original purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 567, 1996. The proposal amends S.R. No. 4, 1996 by extending the expiration date for the Archdiocese of Indianapolis through February 28, 1997 to proceed with the renovation, enlargement and refinancing of its educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County). By a 9-0 vote, the

Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Talley, for adoption. Proposal No. 567, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Coughenour

1 ABSENT: Dowden

Proposal No. 567, 1996 was retitled SPECIAL RESOLUTION NO. 52, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 52, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 4, 1996, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, City-County Special Resolution No. 4, 1996 (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by the Archdiocese of Indianapolis (the "Company") which Inducement Resolution set an expiration date of August 31, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of August 31, 1996, contained therein and replacing said date with the date of February 28, 1997.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 568, 1996. The proposal amends S.O. No. 6, 1996 as it pertains to the definition of "Qualified Investments" contained in the Original Loan Agreement with respect to the previously-issued and outstanding \$7,000,000 City of Indianapolis Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project), the proceeds of which were used to (i) finance the costs of the acquisition, renovation and equipping of the existing 352-unit multi-family residential facility located at 6875 Faris Avenue on approximately

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22.11 acres of land, and (ii) the acquisition, construction and installation of various site improvements at the facility located at 6875 Faris Avenue (District 12).

By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Golc, for adoption. Proposal No. 568, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

1 ABSENT: Dowden

Councillor Moriarty Adams stated that she abstained due to a conflict with her work.

Proposal No. 568, 1996 was retitled SPECIAL ORDINANCE NO. 16, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 16, 1996

A SPECIAL ORDINANCE authorizing certain amendments to the previously-issued \$7,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36 Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, on May 1, 1996 the City of Indianapolis, Indiana (the "Issuer") issued its \$7,000,000 City of Indianapolis Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project) (the "Bonds") pursuant to a Loan Agreement, Mortgage, Security Agreement and Financing Statement (the "Financing Documents") dated as of May 1, 1996 by and between the Issuer, the Company and Norwest Bank Indiana, N.A., as Trustee (the "Trustee") and loaned the proceeds thereof to Faris Avenue Limited Partnership (the "Company") pursuant to the Financing Documents dated as of May 1, 1996, between the Issuer, the Company and the Trustee to enable the Company to undertake and complete (i) the financing of the costs of the acquisition, renovation and equipping of the existing 352-unit multi-family residential facility located at 6875 Faris Avenue on approximately 22.11 acres of land and (ii) the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, representatives of the Company have requested that the Issuer agree to modify certain provisions contained in the Financing Documents concerning the definition of "qualified investments"; and

WHEREAS, the proposed amendment to the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the First Amendment to Loan Agreement, Mortgage, Security Agreement and Financing Statement (the "Supplemental Financing Document") dated as of May 1, 1996 among the Issuer, the Trustee and the Company, and this proposed form of special ordinance by Resolution; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It hereby reaffirms its original findings in S.O. 6, 1996 that the financing of the economic development facilities referred to therein will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Supplemental Financing Document presented herewith is hereby approved and such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Supplemental Financing Document are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Supplemental Financing Document approved herein which require the signature of the Mayor and City Clerk and any other documents which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The Mayor and City Clerk may, by their execution of the Supplemental Financing Document requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 4. The provisions of this special ordinance and the Supplemental Financing Document shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the execution and delivery of the Supplemental Financing Document this special ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 569-580, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: REZONING ORDINANCES certified by the Metropolitan Development Commission on August 15, 1996. The Council did not schedule Proposal Nos. 569-580, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 569-580, 1996 were retitled REZONING ORDINANCES NOS. 158-169, 1996 and are identified as follows:

REZONING ORDINANCE NO. 158, 1996. 95-Z-199A.
8801 BROOKVILLE ROAD (approximate. address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
CHESTER GOINS, by Thomas Michael Quinn, requests a rezoning of 20 acres, being in the C-5 District, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 159, 1996. 95-Z-199B.
8601 BROOKVILLE ROAD (approximate. address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
CHESTER GOINS, by Thomas Michael Quinn, requests a rezoning of 100 acres, being in the C-5 and D-A Districts, to the C-5 classification to provide for an automobile auction.

REZONING ORDINANCE NO. 160, 1996. 95-Z-199C (Amended).
2001 SOUTH FRANKLIN ROAD (approximate. address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
CHESTER GOINS, by Thomas Michael Quinn, requests a rezoning of 56.484 acres, being in the D-A District, to the C-1 classification to provide for office development.

REZONING ORDINANCE NO. 161, 1996. 95-Z-199D (Amended).
8401 BROOKVILLE ROAD (approximate. address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.
CHESTER GOINS, by Thomas Michael Quinn, requests a rezoning of 55.429 acres, being in the I-2-S, C-5, D-A Districts, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 162, 1996. 96-Z-85 (96-DP-8).

1902 WEST MORRIS STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 17.

MARY RIGG NEIGHBORHOOD CENTER, INC., by Larry F. Whitham, requests a rezoning of 1.969 acres, being in the C-4 and D-5 Districts, to the D-P classification to provide for the construction of a senior housing facility with 39 dwelling units and a community center.

REZONING ORDINANCE NO. 163, 1996. 96-Z-144.

730 EAST WASHINGTON STREET and

752 EAST MARKET STREET (approximate. address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22.

CITY OF INDIANAPOLIS/ MARION COUNTY requests a rezoning of 4.2 acres, being in the I-3-U(RC) District, to the SU-8(RC) classification to provide for a correctional and penal institution.

REZONING ORDINANCE NO. 164, 1996. 96-Z-118.

4001 SOUTH EMERSON AVENUE (approximate. address), BEECH GROVE.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

GEORGE A. SMITH, by Philip A. Nicely, requests a rezoning of 5.19 acres, being in the C-5 and C-S Districts, to the C-S classification to provide for a mixed use development including C-5 uses, such as the sale of automobiles, permitted by rezoning petition 95-Z-193; light industrial complex permitted by petition 93-Z-101; and, mini-warehouse development with an office and a residential unit for an on-site resident manager.

REZONING ORDINANCE NO. 165, 1996. 96-Z-112.

8433 NUCKOLS LANE (approximate. address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

KEENELAND CREST, L.L.C., by Michael J. Kias, requests a rezoning of 11.236 acres, being in the D-3 District, to the D-6 II classification to provide for the contraction of a multi-family residential development.

REZONING ORDINANCE NO. 166, 1996. 96-Z-120.

5155 SOUTH EMERSON AVENUE (approximate. address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

GTE MOBILNET OF INDIANA, L.P., requests a rezoning of 0.06 acre, being in the C-S District, to the C-S classification to provide for a telecommunications facility including an unmanned 12' by 20' building and a monopole tower, being 150 feet in height, with antennas.

REZONING ORDINANCE NO. 167, 1996. 96-Z-128.

10145 HERMOSA DRIVE (approximate. address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5.

KURT R. and MARLENE K. ALBERSHARDT, by Gregory K. Silvers, requests a rezoning of 1.0 acre, being in the SU-1 District, to the D-2 classification to provide for the construction of a single-family residence.

REZONING ORDINANCE NO. 168, 1996. 96-CP-20Z.

7751 PERSHING ROAD (approximate. address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2.

THE STRIEBECK COMPANY, LTD, requests a rezoning of 1 acre, being in the C-1(FF) District, to the D-3(FF) classification to provide for single-family residential development.

REZONING ORDINANCE NO. 169, 1996. 96-CP-22 Z (96-DP-13).

3940 WEST 71st STREET (approximate. address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2.

JOHN LEVINSOHN, by Michael Keele, requests a rezoning of 13.77 acres, being in the D-S District, to the D-P classification to provide for 28 detached single-family residences, commercial office development and restricted industrial development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within

certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider moved, seconded by Councillor Gilmer, to postpone Proposal No. 309, 1996 until the September 9, 1996 Council meeting. The motion carried by a unanimous voice vote.

PROPOSAL NO. 527, 1996. The proposal is an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities. Councillor Smith, speaking in Councillor Dowden's absence, moved, seconded by Councillor Bradford, to postpone Proposal No. 527, 1996 until the September 9, 1996 Council meeting. The motion to postpone Proposal No. 527, 1996 carried by a unanimous voice vote.

Councillor Coughenour reported that the Public Works Committee heard Proposal Nos. 528 and 530, 1996 on August 8, 1996.

PROPOSAL NO. 528, 1996. The proposal is an appropriation of \$300,000 for the Department of Public Works, Maintenance Operations Division, to pay for cost overruns due to the snow removal of 1996 financed by a federal grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 528, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Dowden

Proposal No. 528, 1996 was retitled FISCAL ORDINANCE NO. 80, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Maintenance Operation General Fund for purposes of the Department of Public Works, Maintenance Operations Division and reducing the unappropriated and unencumbered balance in the Maintenance Operation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (l) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department Of Public Works, Maintenance Operations Division for snow removal activities.

SECTION 2. The sum of additional Three Hundred Thousand Dollars (\$300,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

August 19, 1996

DEPARTMENT OF PUBLIC WORKS

MAINTENANCE OPERATIONS DIVISION

2. Supplies	250,000
4. Capital Outlay	50,000
TOTAL INCREASE	300,000

MAINTENANCE OPERATIONS GENERAL FUND

SECTION 4. The said additional appropriation is funded by the following reductions:

MAINTENANCE OPERATIONS GENERAL FUND

Unappropriated and Unencumbered	
Maintenance Operations General Fund	300,000
TOTAL REDUCTION	300,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 530, 1996. The proposal is an appropriation of \$700,000 for the Department of Public Works, Maintenance Operations Division, to pay for the removal of debris financed from the Solid Waste Collection Fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President convened the Solid Waste Collection Special Service District Council and called for public testimony at 7:38 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 530, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Dowden

Proposal No. 530, 1996 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (Solid Waste Collection Special Service District Fiscal Ordinance No. 3, 1995) appropriating an additional Seven Hundred Thousand Dollars (\$700,000) in the Solid Waste Collection Fund for purposes of the Department of Public Works, Maintenance Operation Division and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Fund.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Solid Waste Collection Special Service District Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department Of Public Works, Maintenance Operations Division.

SECTION 2. The sum of Seven Hundred Thousand Dollars (\$700,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS
MAINTENANCE OPERATIONS DIVISION

3. Other Services and Charges
TOTAL INCREASE

SOLID WASTE COLLECTION FUND

700,000
700,000

SECTION 4. The said additional appropriation is funded by the following reductions:

SOLID WASTE COLLECTION FUND

Unappropriated and Unencumbered
Solid Waste Collection Fund
TOTAL REDUCTION

700,000
700,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President declared the Solid Waste Collection Special Service District in recess and reconvened the City-County Council.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 525, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 525, 1996 on August 6, 1996. The proposal, sponsored by Councillor Coughenour, is an appropriation of \$250,000 for the Department of Administration, Indianapolis Fleet Services Division, to pay for cost overruns due to the snow removal of 1996 and the purchase of a new wrecker financed by a transfer within the division's Consolidated County Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Coughenour, for adoption. Proposal No. 525, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Dowden

Proposal No. 525, 1996 was retitled FISCAL ORDINANCE NO. 81, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Administration, Indianapolis Fleet Services Division and reducing certain other appropriations for that agency.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (j) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Indianapolis Fleet Services Division to fund snow removal activities.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

August 19, 1996

DEPARTMENT OF ADMINISTRATION
INDIANAPOLIS FLEET SERVICES DIVISION

CONSOLIDATED COUNTY FUND

1. Personal Services	50,000
3. Other Services and Charges	75,000
4. Capital Outlay	<u>125,000</u>
TOTAL INCREASE	250,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION
INDIANAPOLIS FLEET SERVICES DIVISION

CONSOLIDATED COUNTY FUND

2. Supplies	<u>250,000</u>
TOTAL DECREASE	250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 526, 1996. Councillor Smith, speaking in Councillor Dowden's absence, reported that the Public Safety and Criminal Justice Committee heard Proposal No. 526, 1996 on August 15, 1996. The proposal is an appropriation of \$10,000 for the County Sheriff to fund a portion of a contractual staff person for Crime Stoppers financed by a transfer within the department's County General Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Smith moved, seconded by Councillor Borst, for adoption. Proposal No. 526, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Schneider

1 ABSENT: Dowden

Proposal No. 526, 1996 was retitled FISCAL ORDINANCE NO. 82, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ten Thousand Dollars (\$10,000) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff Crime Stoppers program.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF

COUNTY GENERAL FUND

3. Other Service and Charges	<u>10,000</u>
TOTAL INCREASE	10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>10,000</u>
TOTAL DECREASE	10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President recessed the City-County Council and reconvened the Solid Waste Special Service District Council.

PROPOSAL NO. 529, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 529, 1996 on August 8, 1996. The proposal is an appropriation of \$275,000 for the Department of Public Works, Solid Waste Administration, to pay for unanticipated overtime financed by a transfer within the division's Solid Waste Collection Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 529, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Dowden

Proposal No. 529, 1996 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1996, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (Solid Waste Collection Special Service District Fiscal Ordinance No. 3, 1995) transferring and appropriating an additional Two Hundred Seventy-five Thousand Dollars (\$275,000) in the Solid Waste Collection Fund for purposes of the Department of Public Works, Solid Waste Administration and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Solid Waste Collection Special Service District Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Solid Waste Administration to pay for overtime.

SECTION 2. The sum of Two Hundred Seventy-five Thousand Dollars (\$275,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION FUND</u>
<u>SOLID WASTE ADMINISTRATION</u>	
1. Personal Services	<u>275,000</u>
TOTAL INCREASE	275,000

SECTION 4. The said increased appropriation is funded by the following reductions:

August 19, 1996

DEPARTMENT OF PUBLIC WORKS
SOLID WASTE ADMINISTRATION

3. Other Services and Charges
4. Capital Outlay
TOTAL DECREASE

SOLID WASTE COLLECTION FUND

175,000
100,000
275,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President recessed the Solid Waste Collection Special Service District Council and reconvened the City-County Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Moriarty Adams in memory of Mary Ellen Eiermann, Susan Feeney, Kathy Kriech; and
- (2) Councillors Coonrod, Franklin, Smith, and Talley in memory of Laurel Jean Fitch Schneider.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Mary Ellen Eiermann, Susan Feeney, Kathy Kriech, and Laurel Jean Fitch Schneider. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:52 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 19th day of August, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, SEPTEMBER 9, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, September 9, 1996, with Councillor SerVaas presiding.

Councillor Short led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 ABSENT:

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Smith acknowledged the presence of Marion County Sheriff Jack Cottey and his wife. Councillor Short acknowledged his family who were watching at home, and recognized State Archivist Gerry Handfield.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 9, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

August 21, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis *Court & Commercial Record* and the *Indianapolis Star* or *Indianapolis News* on Friday, August 23, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 556, 557, 558, 559, 560, 561, and 562, 1996, to be held on Monday, September 9, 1996, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

August 26, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis *Court & Commercial Record* and the *Indianapolis Star* or *Indianapolis News* on Friday, August 30, 1996, a copy of a LEGAL NOTICE on General Ordinance No. 125, 1996.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

August 23, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 80, 1996 - an appropriation of \$300,000 for the Department of Public Works, Maintenance Operations Division, to pay for cost overruns due to the snow removal of 1996 financed by a federal grant

FISCAL ORDINANCE NO. 81, 1996 - an appropriation of \$250,000 for the Department of Administration, Indianapolis Fleet Services Division, to pay for cost overruns due to the snow removal of 1996 and the purchase of a new wrecker financed by a transfer within the division's Consolidated County Fund

SPECIAL ORDINANCE NO. 14, 1996 - a special ordinance for Indiana Veneers Corp. to proceed with the acquisition of machinery, equipment and/or other fixtures and the expansion of the existing building located at 1121 East 24th Street in an amount not to exceed \$1,000,000 (District 10)

September 9, 1996

SPECIAL ORDINANCE NO. 15, 1996 - a special ordinance for Willowbrook Affordable Housing Corp. to proceed with the acquisition, renovation and equipping of the existing 385-unit multi-family residential rental facility consisting of 12 buildings located at 4803 Round Lake Road on approximately 28.44 acres of land, as well as the acquisition, construction and installation of various site improvements at the facility in an amount not to exceed \$17,005,000 (Willowbrook Apartments Project) (District 4)

SPECIAL ORDINANCE NO. 16, 1996 - amends S.O. No. 6, 1996 as it pertains to the definition of "Qualified Investments" contained in the Original Loan Agreement with respect to the previously-issued and outstanding \$7,000,000 City of Indianapolis Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project), the proceeds of which were used to (i) finance the costs of the acquisition, renovation and equipping of the existing 352-unit multi-family residential facility located at 6875 Faris Avenue on approximately 22.11 acres of land, and (ii) the acquisition, construction and installation of various site improvements at the facility located at 6875 Faris Avenue (District 12)

SPECIAL RESOLUTION NO. 51, 1996 - remembers the life of Reverend Andrew J. Brown

SPECIAL RESOLUTION NO. 52, 1996 - amends S.R. No. 4, 1996 by extending the expiration date for the Archdiocese of Indianapolis through February 28, 1997 to proceed with the renovation, enlargement and refinancing of its educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996 - an appropriation of \$700,000 for the Department of Public Works, Maintenance Operations Division, to pay for the removal of debris financed from the Solid Waste Collection Fund balances

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1996 - an appropriation of \$275,000 for the Department of Public Works, Solid Waste Administration, to pay for unanticipated overtime financed by a transfer within the division's Solid Waste Collection Fund

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of August 19, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 604, 1996. The proposal, sponsored by Councillors Hinkle and McClamroch, recognizes state high school golf champion Kevin Newell. Councillor Hinkle read the proposal and presented a copy of the document and a Council pin to Mr. Newell. Mr. Newell expressed his appreciation to the Council for this honor and introduced his coach, Bill Despres, and parents, Rick and Kay Newell. Councillors Golc and Short and Sheriff Jack Cottey congratulated Mr. Newell for his hard work and accomplishment. Councillor Hinkle moved, seconded by Councillor McClamroch, for adoption. Proposal No. 604, 1996 was adopted by a unanimous voice vote.

Proposal No. 604, 1996 was retitled SPECIAL RESOLUTION NO. 53, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 53, 1996

A SPECIAL RESOLUTION recognizing state high school golf champion Kevin Newell.

WHEREAS, the competition was keen as more than 2,000 students from over 350 high schools competed in the 1996 Indiana High School Athletic Association's golf tournament; and

WHEREAS, Ben Davis High School junior Kevin Newell shot a one-under-par 71 the first day and 72 the second, for a two day total of 143 for two 18-hole rounds of tournament play to win the individual championship contest at Prestwick Golf Course; and

WHEREAS, Ben Davis golf coach Bill Despres attributes Kevin's golfing proficiency to learning the game at a young age, strong support from his parents, a determined pursuit for excellence, his knowledge and love of the game and countless hours of practice; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Kevin Newell of Ben Davis High School for winning the 1996 state individual golf championship trophy.

SECTION 2. The son of Marion County Sheriff's Department deputy Rick Newell, Kevin is now a senior this year and is slated to co-captain the 1997 Ben Davis golf team.

SECTION 3. Ability, attitude and endless practice have all contributed to Kevin's Best-in-the-State status, and he stands as an inspiration to others to set only the highest goals for themselves.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 605, 1996. The proposal, sponsored by Councillors Hinkle, Cockrum, Golc, and Shambaugh, recognizes the Odyssey of the Mind competition state winning team from Wayne Township Schools. Councillor Hinkle read the proposal and presented copies of the document and Council pins to team members and coaches. Coach Judy Grubbs, team member Sammy Ellis, and teacher/advisor Kathy Sharp thanked the Council for this recognition. Councillor Hinkle moved, seconded by Councillor Golc, for adoption. Proposal No. 605, 1996 was adopted by a unanimous voice vote.

Proposal No. 605, 1996 was retitled SPECIAL RESOLUTION NO. 54, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 54, 1996

A SPECIAL RESOLUTION recognizing the Odyssey of the Mind competition state winning team from Wayne Township Schools.

WHEREAS, Odyssey of the Mind is a school program that teaches teamwork requiring students to learn to work together, make decisions and develop self-confidence to solve long term challenging issues, and to develop spontaneous solutions to problems during the contest, and

WHEREAS, the long term contest problem for the Wayne Township's Westlake Elementary School Team was to develop a humorous performance about an original "tall tale," and as a team to improvise solutions to various problems presented to them during each round of competition; and

WHEREAS, the Westside Indianapolis team which jelled together won the regionals at Seymour, captured the state title in their age division and placed well against teams from all over the world at the international finals on the Iowa State University campus; now, therefore:

September 9, 1996

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Division 1 Odyssey of the Mind State Champion team from Wayne Township's Westlake Elementary School: Sammy Ellis, Kenny Grubbs, Jennifer Scott, Anand Shah, Robbie Rhinesmith, Katie Sleeman and Callah West; and their coaches Judy Grubbs and Kim West.

SECTION 2. To attend the World Finals, the team had to raise in excess of \$5,000 in less than three weeks, which was successfully accomplished by community support from the Wayne Township Foundation, the Clermont Lions Club, the Indy West Daybreakers Kiwanis Club, BMW Constructors, National Car Rental, three schools Parent-Teacher Organizations, and many other generous donors who saw this as a very worthwhile educational experience for the youths.

SECTION 3. Young people and schools have come under a certain amount of criticism lately, but contests like this, training and focus like this and youth like these suggest that much of the handwringing by some adults is unfounded.

SECTION 4. The council wishes each member of this winning Wayne Township team the very best of success in the years ahead.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 581, 1996. Introduced by Councillors Smith, McClamroch, Moores, and O'Dell. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$27,956 for the Franklin Township Assessor to allow five full-time employees to reach the midpoint of their pay ranges financed from the County General Fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 582, 1996. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$94,500 in the County General Fund for the Cooperative Extension Service to correct Fiscal Ordinance No. 68, 1996, which appropriated the funds in the wrong character"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 583, 1996. Introduced by Councillors Tilford, Jones, McClamroch, and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the Metropolitan Development Commission's determination that the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Redevelopment Act"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 584, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code by changing leave benefits and hours worked by sworn firefighters"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 585, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex

financed by a grant from the United States Marshals Service"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 586, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$66,000 for the Marion County Superior Court to provide additional funds for the balance of 1996 financed by revenues in the Juvenile Probation Fees Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 587, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 588, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 589, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 590, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 591, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$175,000 for the Marion County Justice Agency to pay contractual data processing charges financed by a transfer within the Justice Agency's and County Auditor's County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 592, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 593, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Perry Lakes Subdivision (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 594, 1996. Introduced by Councillors Coughenour and Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Edwards Avenue and State Avenue (Districts 20, 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 595, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 46th Street and McCoy Street (Districts 5, 14)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 596, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Lexington Avenue and Pine Street (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 597, 1996. Withdrawn.

PROPOSAL NO. 598, 1996. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Midnight Drive and Tanninger Drive, and at Tanninger Drive and Timber Creek Drive (District 13)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 599, 1996. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in speed limit from 25 mph to 35 mph on 86th Street between Oaklandon Road and County Line Road (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 600, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on the south side of 13th Street from Delaware Street to a point 242 feet east of Delaware Street (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 601, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of parking restrictions on the west side of Hinesley Avenue from 46th Street to the first alley north of 46th Street (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 602, 1996. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of the traffic signal located on Sherman Drive at Thomson Consumer Electronics Access Drive (800 N) (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 603, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts public policy regulating commercial uses of the public rights-of-way by amending the Revised Code to add Chapter 645 which establishes procedures for the registration and franchising of such uses"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 606, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints James O. Dillard to the Speedway Library Board"; and the President referred it to the Municipal Corporations Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 607, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on September 3, 1996." The Council did not schedule Proposal No. 607, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 607, 1996 was retitled REZONING ORDINANCE NO. 170, 1996 and is identified as follows:

REZONING ORDINANCE NO. 170, 1996. 96-Z-115
3655 SOUTH RURAL STREET (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24
RALPH CODDINGTON, by Michael J. Kias, requests a rezoning of 9.79 acres, being in the D-5II District, to the D-7 classification to provide for multifamily residential development.

PROPOSAL NOS. 608-620, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 3, 1996."

Councillor Borst made the following motion:

Mr. President:

I move that Proposal No. 608, 1996 (Rezoning Case 96-Z-74) be scheduled for a hearing before this Council at its next regular meeting on September 30, 1996 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor Boyd asked the reasoning for the hearing. Councillor Borst stated that the building project was too large for the projected site and that neighbors were against this project. He added that he hoped to resolve the neighborhood issues during a preliminary conference and avoid a public hearing. Consent was given to schedule this proposal for a public hearing on September 30, 1996. Proposal No. 608, 1996 is identified as follows:

96-Z-74 (Amended/Amended) PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25.
6001 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.
ROBERT D. YOUNG requests a REZONING of 0.81 acre, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of a office/warehouse facility containing 5,500 square feet of building area.

The Council did not schedule Proposal Nos. 609-620, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 609-620, 1996 were retitled REZONING ORDINANCE NOS. 171-182, 1996 and are identified as follows:

REZONING ORDINANCE NO. 171, 1996. 96-CP-17Z (Amended)
3950 DIVISION STREET (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25
PREVENTIVE FLEET MAINTENANCE, by Cameron F. Clark, requests a rezoning of 1.01 acres, being in the D-3(FW) District, to the I-2-S(FW) classification to provide for a buffer strip for an existing fleet maintenance operation.

REZONING ORDINANCE NO. 172, 1996. 96-Z-86 (96-DP-9)
9601 EAST RAWLES ROAD and 9602 EAST PROSPECT STREET (approximate address),
INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

THE LEWIS GROUP, INC. requests a rezoning of 102.7 acres, being in the D-A(FF) and D-5 Districts,
to the D-P(FF) classification to provide for a planned unit development consisting of 289 single-family
residences.

REZONING ORDINANCE NO. 173, 1996. 96-Z-124 (96-DP-12)

11750, 11501 EAST 46TH STREET and 5201 NORTH GERMAN CHURCH ROAD (approximate
address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

R.N. THOMPSON DEVELOPMENT CORPORATION and MARION HALL, by Raymond Good,
request a rezoning of 857 acres, being in the D-A District, to the D-P classification to provide for the
construction of a residential golf course development, consisting of single and multifamily residential
uses, neighborhood commercial retail, day care facility, self storage facility, fire station and recreational
amenities including an 18 hole golf course, pool and tennis facility.

REZONING ORDINANCE NO. 174, 1996. 96-Z-49

8155 OAKLANDON ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5.

MOST REVEREND DANIEL M. BUECHLEIN, ARCHBISHOP, ROMAN CATHOLIC
ARCHDIOCESE OF INDIANAPOLIS, by James L. Tuohy, requests a rezoning of 20 acres, being in
the D-1(FF) District, to the SU-1(FF) classification to provide for a church/school use and other related
activities.

REZONING ORDINANCE NO. 175, 1996. 96-Z-102 (Corrected)

4227 EAST 46TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 11

22ND STREET CHURCH OF GOD IN CHRIST, requests a rezoning of 3.0 acres, being in the D-
2(FW)(FF) District, to the SU-1(FW)(FF) classification to provide for the construction of a church with
parking.

REZONING ORDINANCE NO. 176, 1996. 96-Z-119 (Amended)

4401 MOLLER ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

JACK A. KESLER, by Michael D. Keele, requests a rezoning of 17.26 acres, being in the D-6(FF)(FW)
District, to the C-S (FF)(FW) classification to provide for the parking and storage of vehicles in
conjunction to an adjacent, existing automobile auction facility.

REZONING ORDINANCE NO. 177, 1996. 96-Z-131

9405 WHITLEY DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3

WESTEL-INDIANAPOLIS COMPANY d/b/a CELLULAR ONE, by James A.L. Buddenbaum,
requests a rezoning of 0.09 acre, being in the C-S District, to the C-S classification to provide for the
placement of a monopole, telecommunications tower being 110 feet in height and the construction of a
communications equipment building being 12 feet by 20 feet.

REZONING ORDINANCE NO. 178, 1996. 96-Z-132

449 SOUTH PENNSYLVANIA STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

L.F.P., by David A. Shelton, requests a rezoning of 4.63 acres, being in the I-3-U(RC) District, to the
CBD-2(RC) classification to provide for an off-street commercial parking lot.

REZONING ORDINANCE NO. 179, 1996. 96-Z-133

4051 EASTERN AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 11

AMERICAN CONSULTING ENGINEERS, INC., by John W. Van Buskirk, requests a rezoning of 0.2
acre, being in the D-5 District, to the C-1 classification to provide for office use.

REZONING ORDINANCE NO. 180, 1996. 96-Z-134

10950 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

SIKH-SATSUNG OF INDIANAPOLIS, by David A. Retherford, requests a rezoning of 3.3 acres, being in the D-A(FW) District, to the SU-1(FW) classification to provide for religious use.

REZONING ORDINANCE NO. 181, 1996. 96-Z-137

8350 MATTHEWS ROAD (rear) (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

RAYMOND GIROUD, by William F. LeMond, requests a rezoning of 27.38 acres, being in the D-A District, to the D-3 classification to provide for the construction of a single-family residence by platting.

REZONING ORDINANCE NO. 182, 1996. 96-Z-140

6810 EAST 10TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

GETHSEMANE LUTHERAN CHURCH requests a rezoning of 5.994 acres, being in the D-2 District, to the SU-1 classification to legally establish an existing church use.

PROPOSAL NO. 621, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on August 30, 1996." The Council did not schedule Proposal No. 621, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 621, 1996 was retitled REZONING ORDINANCE NO. 183, 1996 and is identified as follows:

REZONING ORDINANCE NO. 183, 1996. 95-Z-128 (A) (Amended)

45,47, AND 50 SOUTH MAIN STREET (approximate address) SOUTHPORT.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20.

LOWELL and FRANCES A. ENGLISH, by Michael J. Kias, request the rezoning of 0.49 acre, being in the D-3 District, to the C-4 classification to permit commercial uses and an antique mall in existing structures and additional buildings to be constructed.

PROPOSAL NO. 622, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on September 6, 1996." The Council did not schedule Proposal No. 622, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 622, 1996 was retitled REZONING ORDINANCE NO. 184, 1996 and is identified as follows:

REZONING ORDINANCE NO. 184, 1996. 95-Z-77

907 EAST MICHIGAN STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

ACADEMY HOUSE, INC., by Vicki L. Anderson, requests the rezoning of 4.33 acres, being in the I-3-U (FF) District, to the C-S (FF) classification provide for the renovation of an existing four-story building for a mixed use commercial retail and office facility. Office uses to include interior design, architect, graphic art, art studio, manufacture representative and dental/medical. Retail uses to include uses typically permitted in the C-3 District, such as antique market, restaurant, small light fixture repair, bookstore, beauty shop, candle/gift shop, apparel shop, and flower store. The basement to be used for dead storage for the tenets.

PROPOSAL NO. 623, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on September 6, 1996." The Council did not schedule Proposal No. 623, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 623, 1996 was retitled REZONING ORDINANCE NO. 185, 1996 and is identified as follows:

REZONING ORDINANCE NO. 185, 1996. 96-Z-117

7601 WEST 21st STREET and 1801 PELE PLACE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

September 9, 1996

CHAPEL ROCK CHRISTIAN CHURCH requests a rezoning of 13.061 acres, being in the D-A(FW) and I-2-S Districts, to the SU-1(FW) classification to provide for religious uses including educational purposes and athletic fields.

PROPOSAL NOS. 624-640, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 6, 1996." The Council did not schedule Proposal Nos. 624-640, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 624-640, 1996 were retitled REZONING ORDINANCE NOS. 186-202, 1996 and are identified as follows:

REZONING ORDINANCE NO. 186, 1996. 96-Z-142A
1725 SOUTH RACEWAY ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
NATIONAL CREEK REALTY, LLC, by Mary E. Solada, requests a rezoning of 39.94 acres, being in the D-A(FF) District, to the I-3-S(FF) classification to provide for industrial development.

REZONING ORDINANCE NO. 187, 1996. 96-Z-142B
2301 SOUTH RACEWAY ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
NATIONAL CREEK REALTY, LLC, by Mary E. Solada, requests a rezoning of 14.2 acres, being in the D-A(FF) District, to the I-2-S(FF) classification to provide for industrial development.

REZONING ORDINANCE NO. 188, 1996. 96-Z-78 (Amended)
401 SOUTH SUMMITCREST DRIVE a/k/a 6602 IDA STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18
THE BRADFORD GROUP, INC., by Stephen D. Mears, requests a rezoning of 79.83 acres, being in the D-A District, to the D-4 classification to provide for a residential development.

REZONING ORDINANCE NO. 189, 1996. 96-Z-139
6501 COOPER ROAD (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1
CROSSMANN COMMUNITIES PARTNERSHIP, by Stephen D. Mears, requests a rezoning of 60.27 acres, being in the D-A, and D-6II Districts, to the D-5 classification to provide for a residential development.

REZONING ORDINANCE NO. 190, 1996. 96-Z-148
437, 441, 447 NORTH FULTON and 434 NORTH DAVIDSON (approximate address), INDIANAPOLIS
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
CITY OF INDIANAPOLIS, DEPARTMENT OF METROPOLITAN DEVELOPMENT, request the rezoning of 0.48 acres from the I-3-U District to the CBD-2 classification to conform to the recommendation of the Lockerbie Square Historic Area Plan and the existing use.

REZONING ORDINANCE NO. 191, 1996. 96-Z-135A (Amended)
4811 SOUTH HIGH SCHOOL ROAD and 6201 MOORESVILLE ROAD (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19
GUTHRIE BUILDING MATERIALS, INC., GUTHRIE DEVELOPMENT CORPORATION, RICHARD B. GUTHRIE, by Mitch Sever, requests a rezoning of 2.5 acres, being in the D-3(FF) and C-5(FF) Districts, to the C-7(FF) classification to provide for commercial development which may include the relocation of a home improvement center with the addition of mini-warehouses.

REZONING ORDINANCE NO. 192, 1996. 96-Z-135B (Amended)
4811 SOUTH HIGH SCHOOL ROAD and 6201 MOORESVILLE ROAD (approximate address), INDIANAPOLIS.
DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19
GUTHRIE BUILDING MATERIALS, INC., GUTHRIE DEVELOPMENT CORPORATION, RICHARD B. GUTHRIE, by Mitch Sever, requests a rezoning of 1.04 acres, being in the D-3(FF) Districts, to the C-4(FF) classification to provide for commercial development which may include the relocation of a home improvement center with the addition of mini-warehouses.

REZONING ORDINANCE NO. 193, 1996. 96-Z-136

5510 SHELBYVILLE ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

2ND MANAGEMENT, by Raymond Good, requests a rezoning of 10.40 acres, being in the D-A(FW) District, to the D-5II(FW) classification to provide for residential development which may include the construction of a senior adult residential subdivision consisting of 28 lots being developed with two-family residences.

REZONING ORDINANCE NO. 194, 1996. 96-Z-146

2975 DR. MARTIN LUTHER KING JR. STREET and 709-721 WEST 30TH STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.42 acre, being in the C-4 and D-5 Districts, to the C-4 classification to conform the existing use to the zoning classification and the United Northwest Area Plan (1981).

REZONING ORDINANCE NO. 195, 1996. 96-Z-147

10602-10614 EAST 25TH STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5

DONALD E. HILL, by Mitch Sever, requests a rezoning of 32 acres, being in the SU-2 (FF)(FW) District, to the SU-3 (FF)(FW) classification to provide for a golf course and driving range with accessory facilities.

REZONING ORDINANCE NO. 196, 1996. 96-Z-149 (Amended)

450 WEST OHIO STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

INDIANA HISTORICAL SOCIETY requests a rezoning of 1.92 acres, being in the UQ-1(RC) District, to the CBD-2 (RC) classification to provide for commercial retail, office, residential and public uses including the state headquarters for a historic society.

REZONING ORDINANCE NO. 197, 1996. 96-Z-150

4845 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 1.0 acre, being in the D-3 District, to the C-3 classification to provide for the correction of a mapping error.

REZONING ORDINANCE NO. 198, 1996. 96-Z-151

3702 WEST MINNESOTA STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17

KNIGHT TRANSPORTATION, INC., by David A. Shelton, requests a rezoning of 7.43 acres, being in the C-7 District, to the I-4-U classification to provide for an industrial development.

REZONING ORDINANCE NO. 199, 1996. 96-Z-152

2910 WEST MINNESOTA STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17

T&N, L.P., by David A. Shelton, requests a rezoning of 12.055 acres, being in the C-7, D-5 and D-11 Districts, to the C-ID classification to provide for the continued operation and expansion of a general contractor and excavation business.

REZONING ORDINANCE NO. 200, 1996. 96-Z-153

2551 NORTH EMERSON AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10

AMOCO OIL COMPANY, by Stephen D. Mears, requests a rezoning of 1.54 acres, being in the C-4 and I-2-U Districts, to the C-4 classification to provide for commercial development including the construction of a convenience store/ gasoline service pumps and restaurant.

REZONING ORDINANCE NO. 201, 1996. 96-Z-154

3892 WEST 62ND STREET (rear) (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

DAVIS HOMES, LLC, by Thomas Michael Quinn, requests a rezoning of 3.187 acres, being in the SU-9(FF)(FW) District, to the D-3(FF)(FW) classification to provide for the construction of a single-family residential development.

REZONING ORDINANCE NO. 202, 1996. 96-CP-23Z (96-DP-7)
5950 WEST 52ND STREET (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1
DON STAFFORD, by J. Murray Clark, requests a rezoning of 40 acres, being in the D-A and SU-43 Districts, to the D-P classification to provide for a planned unit development consisting of 124 lots for single-family residences and 150 multi-family units.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 309, 1996 on several occasions. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider moved, seconded by Councillor Dowden, to postpone Proposal No. 309, 1996 until September 30, 1996. Proposal No. 309, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 476, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 47, 1996 on August 22, 1996. The proposal is an appropriation of \$123,333 for the Department of Parks and Recreation to enter into a long-term partnership agreement with the City of Lawrence to provide an enhanced and comprehensive array of parks and recreation services to the citizens of northeast Marion County financed by the unappropriated and unencumbered Parks General Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be tabled. Councillor Shambaugh moved, seconded by Councillor Coonrod, to table. Proposal No. 476, 1996 was tabled by a unanimous voice vote.

PROPOSAL NO. 527, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 527, 1996 on August 28, 1996. The proposal is an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 527, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty
Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Golc

Proposal No. 527, 1996, as amended, was retitled FISCAL ORDINANCE NO. 83, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Ninety-four Thousand Dollars (\$294,000) in the County Corrections Fund for purposes of the County Sheriff, Marion County Justice Agency, Community Corrections and County Auditor and reducing the unappropriated and unencumbered balance in the County Correction Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y,bb,z,b) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff, Marion County Justice Agency, Community Corrections and County Auditor to continue providing diversion programs for misdemeanor populations.

SECTION 2. The sum of Two Hundred and Ninety four Thousand Dollars (\$294,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY CORRECTION FUND</u>
1. Personal Services	16,000
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	4,000
<u>COUNTY SHERIFF</u>	
3. Other Services and Charges	179,319
<u>COMMUNITY CORRECTIONS</u>	
3. Other Services and Charges	<u>94,681</u>
TOTAL INCREASE	294,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY CORRECTION FUND</u>
Unappropriated and Unencumbered	
County Correction Fund	<u>294,000</u>
TOTAL REDUCTION	294,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 556, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 556, 1996 on August 22, 1996. The proposal is an appropriation of \$4,000,000 for the Department of Parks and Recreation to make capital improvements at Garfield Park financed by a grant from Lilly Endowment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:36 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 556, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams
0 NAYS:
1 NOT VOTING: Talley

Proposal No. 556, 1996 was retitled FISCAL ORDINANCE NO. 84, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Four Million Dollars (\$4,000,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01.(o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for capital improvements in Garfield Park.

SECTION 2. The sum of an additional Four Million Dollars (\$4,000,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	422,000
4. Capital Outlay	<u>3,578,000</u>
TOTAL INCREASE	4,000,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>4,000,000</u>
TOTAL REDUCTION	4,000,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 557, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 557, 1996 on August 26, 1996. The proposal is an appropriation of \$724,123 for the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center financed by revenues in the Consolidated County and Federal Grants Funds. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. The President stated that this facility was a gem for the community and these new uses would make a big difference in the technology future of this city.

The President called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 557, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

Proposal No. 557, 1996 was retitled FISCAL ORDINANCE NO. 85, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Four Hundred Forty-nine Thousand One Hundred Twenty-three Dollars (\$449,123) in the Federal Grants Fund and Two Hundred Seventy-five Thousand Dollars (\$275,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Division of Planning and reducing the unappropriated and unencumbered balance in the Consolidated County and Federal Grants Funds.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center.

SECTION 2. The sum of Seven Hundred Twenty-four Thousand One Hundred Twenty-three Dollars (\$724,123) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	
<u>DIVISION OF PLANNING</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Charges and Services	275,000
 <u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	
<u>DIVISION OF PLANNING</u>	<u>FEDERAL GRANTS FUND</u>
3. Other Charges and Services	449,123
 TOTAL INCREASE	724,123

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	275,000
TOTAL REDUCTION	275,000
	 <u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	449,123
TOTAL REDUCTION	449,123

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 558, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 558, 1996 on August 22, 1996. The proposal is an appropriation of \$2,326 for the Prosecuting Attorney to train deputy prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Boyd asked for a definition of victim ideology. Councillor Dowden explained that the training would allow personnel to be sensitive to the reaction of victims of abuse and how to relate to these victims.

The President called for public testimony at 7:43 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 558, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Boyd

Proposal No. 558, 1996 was retitled FISCAL ORDINANCE NO. 86, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Thousand Three Hundred and Twenty-six Dollars (\$2,326) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to train Deputy Prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault, those trained will become a training team and education forum.

SECTION 2. The sum of Two Thousand Three Hundred and Twenty-six Dollars (\$2,326.00) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	2,326
TOTAL INCREASE	2,326

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	2,326
TOTAL REDUCTION	2,326

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 559, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 559, 1996 on August 22, 1996. The proposal is an appropriation of \$89,957 for the Prosecuting Attorney to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock, and Boone Counties financed by state and federal grants. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:45 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 559, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 559, 1996 was retitled FISCAL ORDINANCE NO. 87, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eighty-nine Thousand, Nine Hundred and Fifty-seven Dollars (\$89,957) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock and Boone Counties.

SECTION 2. The sum of Eighty nine Thousand, Nine Hundred and Fifty seven Dollars (\$89,957) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	69,966
4. Capital Outlay	2,500

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COUNTY AUDITOR

1. Personal Services - Fringes	<u>17,491</u>
TOTAL INCREASE	89,957

SECTION 4. The said additional appropriation is funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>89,957</u>
TOTAL REDUCTION	89,957

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 560 and 561, 1996 on August 22, 1996, and asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 560, 1996. The proposal is an appropriation of \$19,743 in the State and Federal Grants Fund for the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor to restore the six percent decrease in the original award for the expedited trial grant that was a result of the federal budget not being approved on the date of the original grant award. PROPOSAL NO. 561, 1996. The proposal is an appropriation of \$3,744 in the State and Federal Grants Fund for the Marion County Public Defender Agency and County Auditor to restore the six percent decrease in the original award of the alternative sentencing grant that was a result of the federal budget not being approved on the date of the original grant award. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 7:47 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 560 and 561, 1996 were adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:

Proposal No. 560, 1996 was retitled FISCAL ORDINANCE NO. 88, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Nineteen Thousand Seven Hundred Forty-three Dollars (\$19,743) in the State and Federal Grants Fund for purposes of the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b, u, v, cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor to continue an expedited trial program.

SECTION 2. The sum of Nineteen Thousand Seven Hundred Forty-three Dollars (\$19,743) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	5,265
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	5,265
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	5,265
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	<u>3,948</u>
TOTAL INCREASE	19,743

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>19,743</u>
TOTAL REDUCTION	19,743

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 561, 1996 was retitled FISCAL ORDINANCE NO. 89, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Thousand Seven Hundred Forty-four Dollars (\$3,744) in the State and Federal Grants Fund for purposes of the Marion County Public Defender Agency and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b, u) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency and County Auditor to continue an alternative sentencing program.

September 9, 1996

SECTION 2. The sum of Three Thousand Seven Hundred Forty-four Dollars (\$3,744) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	1,935
3. Other Services and Charges	1,455
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	<u>354</u>
 TOTAL INCREASE	 3,744

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>3,744</u>
TOTAL REDUCTION	3,744

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 562, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 562, 1996 on August 22, 1996. The proposal is an appropriation of \$318,874 to provide funding for training and anti-gang initiatives for the Department of Public Safety, Police Division, financed by a federal grant. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gray asked if this funding could also be used for investigating gangs within the Police Department. The President stated that this would require a legal decision.

The President called for public testimony at 7:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 562, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, O'Dell, Schneider,
SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAY: Gray
2 NOT VOTING: Moores, Moriarty Adams

Councillors Moriarty Adams and Moores stated that they had abstained to avoid an appearance of a conflict of interest.

Proposal No. 562, 1996 was retitled FISCAL ORDINANCE NO. 90, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Eighteen Thousand Eight Hundred Seventy-four Dollars (\$318,874) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01.(n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to provide training and Anti-Gang initiatives.

SECTION 2. The sum of Three Hundred Eighteen Thousand Eight Hundred Seventy-four Dollars (\$318,874) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

1. Personal Services
 2. Supplies
 3. Other Charges and Services
 4. Capital Outlay
- TOTAL INCREASE

FEDERAL GRANTS FUND

164,736
3,750
125,388
25,000
318,874

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered
Federal Grants Fund
TOTAL REDUCTION

318,874
318,874

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 523, 1996. Councillor Schneider stated that the Administration and Finance Committee heard Proposal No. 523, 1996 on August 20, 1996. The proposal, sponsored by Councillor Franklin, amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Franklin moved to return Proposal No. 523, 1996 to Committee to allow for more public comment due to some new concerns by neighborhood constituents and other Councillors. Councillor Talley seconded, and Proposal No. 523, 1996 was returned to Committee by a unanimous voice vote.

September 9, 1996

The President asked if there was a meeting date that would accommodate a public forum. Councillor Schneider stated that the forum would have to be scheduled after budget discussions had been completed, and that he would inform Councillor Franklin of a suitable meeting date.

NEW BUSINESS

General Counsel Robert Elrod read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 96-Z-74 (Amended), Council Proposal No. 608, 1996, at its next regular meeting on September 30, 1996, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 0.81 acres at 6001 South Harding Street from D-A (FF) to C-S (FF) to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Hinkle in memory of Jerry Hughett.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Jerry Hughett. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:02 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of September, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President



Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, SEPTEMBER 30, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:03 p.m. on Monday, September 30, 1996, with Councillor SerVaas presiding.

Councillor Tilford led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Gilmer

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc introduced the President of the Westside Indianapolis Neighborhood Association, Betty Connor. Councillor Bradford recognized Barry Wood, Washington Township Assessor. Councillor Massie introduced his son, Robert Matthew Massie, who had just graduated from the 12-week Basic Training Course at the United States Marine Corp Recruit Training Depot on Parris Island and would be entering combat training at Camp Lejeune, North Carolina following 10 days of leave.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 30, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

September 11, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* or the *Indianapolis News* on Friday, September 13, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 585, 586, 587, 589, 590, and 592, 1996, said hearing to be held on Monday, September 30, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

September 13, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 83, 1996 - an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities

FISCAL ORDINANCE NO. 84, 1996 - an appropriation of \$4,000,000 for the Department of Parks and Recreation to make capital improvements at Garfield Park financed by a grant from Lilly Endowment

FISCAL ORDINANCE NO. 85, 1996 - an appropriation of \$724,123 for the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center financed by revenues in the Consolidated County and Federal Grants Funds

FISCAL ORDINANCE NO. 86, 1996 - an appropriation of \$2,326 for the Prosecuting Attorney to train deputy prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault financed by a state grant

FISCAL ORDINANCE NO. 87, 1996 - an appropriation of \$89,957 for the Prosecuting Attorney to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock, and Boone Counties financed by state and federal grants

FISCAL ORDINANCE NO. 88, 1996 - an appropriation of \$19,743 in the State and Federal Grants Fund for the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and

September 30, 1996

County Auditor to restore the six percent decrease in the original award for the expedited trial grant that was a result of the federal budget not being approved on the date of the original grant award

FISCAL ORDINANCE NO. 89, 1996 - an appropriation of \$3,744 in the State and Federal Grants Fund for the Marion County Public Defender Agency and County Auditor to restore the six percent decrease in the original award of the alternative sentencing grant that was a result of the federal budget not being approved on the date of the original grant award

FISCAL ORDINANCE NO. 90, 1996 - an appropriation of \$318,874 to provide funding for training and anti-gang initiatives for the Department of Public Safety, Police Division, financed by a federal grant

SPECIAL RESOLUTION NO. 53, 1996 - recognizing state high school golf champion Kevin Newell

SPECIAL RESOLUTION NO. 54, 1996 - recognizes the Odyssey of the Mind competition state winning team from Wayne Township Schools

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of September 9, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 647, 1996. The proposal, sponsored by Councillor McClamroch, appoints William R. Haworth to the Common Construction Wage Committee. Councillor McClamroch moved, seconded by Councillor Tilford, for adoption. Proposal No. 647, 1996 was adopted by a unanimous voice vote.

Proposal No. 647, 1996 was retitled COUNCIL RESOLUTION NO. 51, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 1996

A COUNCIL RESOLUTION selecting William R. Haworth as its appointment to the Common Construction Wage Committee and correcting Council Resolution No. 33, 1996.

WHEREAS, IC 5-16-7-1 (as amended by P.L. 81-1995) provides for the determination of the "common construction wage" to be paid for labor on certain construction projects of certain governmental agencies; and

WHEREAS, such law requires those governmental agencies, prior to advertising for such construction, to set up a committee to make such wage determinations; and

WHEREAS, one of the five members of each such committee set up in Marion County is to be appointed by the City-County Council; and

WHEREAS, the Council wishes to avoid acting on a new appointment each time another such committee is established in Marion County; now, therefore:

BE IT RESOLVED, BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The council selects William R. Haworth as its appointment to committees established to determine common construction wages in the Police, Fire, and Solid Waste Collection Special Service Districts, and as an alternate for any other such committee in Marion County. Such appointment to be for each committee set up for a project the funding source for which is a tax paid by such appointee.

SECTION 2. The President of the Council is authorized to certify the foregoing person as the Council appointment to the committee to determine the common construction wage established by any governmental agency with respect to a project located in Marion County if such person is a qualified taxpayer with respect to the project for which the committee is established.

SECTION 3. The foregoing appointment is at the pleasure of the Council or until December 31, 1996, and until each such committee to which such person is appointed has completed its statutory duties.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 641, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$290,000 in the Information Services Internal Service Fund for the Information Services Agency to pay increases in the wiring contract and voice mail maintenance contract, and in the increased telephone charges associated with supporting over 5,000 telephone lines financed by revenues from telephone customers"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 642, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which seeks authorization for Mayor Goldsmith, as Chief Executive, to execute a lease on behalf of Marion County with the Indianapolis-Marion County Building Authority for real estate located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 643, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$725,294 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from April through August of 1996 financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 644, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes a transfer of \$6,093 in the County General Fund from the Marion County Superior Court and County Auditor to the Prosecuting Attorney for the purpose of contracting with the Family Advocacy Center to provide a staff person to initiate protective orders"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 645, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$15,612 for the Prosecuting Attorney to continue the domestic violence emergency shelter and out-patient programs through the Salvation Army financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 646, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$234,077 to provide a violent crime enforcement experiment for the Department of Public Safety, Police Division, financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 657, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code concerning the establishment of an internal audit agency"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 658, 1996. Introduced by Councillors Boyd and Talley. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which requests Council action on monitoring of Police Department"; and the President referred it to the Public Safety and Criminal Justice.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 648-656, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 26, 1996." The Council did not schedule Proposal Nos. 648-656, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 648-656, 1996 were retitled REZONING ORDINANCE NOS. 203-211, 1996, and are identified as follows:

REZONING ORDINANCE NO. 203, 1996. 96-Z-155
5401 EAST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23
REGENCY WINDSOR CAPITAL, INC., by Philip A. Nicely, requests a rezoning of 44 acres, being in the D-A District, to the D-6II classification to provide for the construction of a multi-family residential development.

REZONING ORDINANCE NO. 204, 1996. 96-Z-93a (Amended)
2139 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12
ROLLIN and SUZANNE RHEA, by Sam Stoeher, requests a rezoning of 30.614 acres, being in the D-A District, to the D-3 classification to provide for the construction of a single-family residential development consisting of approximately 110 lots.

REZONING ORDINANCE NO. 205, 1996. 96-Z-93b
2101 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12
ROLLIN and SUZANNE RHEA, by Sam Stoeher, requests a rezoning of 10 acres, being in the D-A District, to the SU-1 classification to provide for the church uses.

REZONING ORDINANCE NO. 206, 1996. 96-Z-158
1740 SOUTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
PARK & FLY, LLC, by Stephen D. Mears, requests a rezoning of 6.24 acres, being in the I-4-S and D-4 Districts, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 207, 1996. 96-Z-164
8202 ALLISONVILLE ROAD (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

EMRO MARKETING COMPANY, by Philip A. Nicely, requests a rezoning of 0.533 acre, being in the C-4 and C-S Districts, to the C-4 classification to correct a mapping error and to provide for an existing gasoline station.

REZONING ORDINANCE NO. 208, 1996. 96-Z-165

6161-6199 EAST ENGLISH AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

GREINER COMPANY, by Philip A. Nicely, requests a rezoning of 2.53 acres, being in the C-7 and D-5 Districts, to the C-ID classification to provide for the correction of a map error and to provide for commercial-industrial uses including a mechanical contractor.

REZONING ORDINANCE NO. 209, 1996. 96-Z-166

6813 EAST 21ST STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

ARLINGTON HEIGHTS CONGREGATION OF JEHOVAH'S WITNESSES, by Jeffrey W. Scripture, requests a rezoning of 0.704 acre, being in the C-1 District, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 210, 1996. 96-Z-170

4214 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23

CHARLES M. MINNIX, by Frank W. Hogan, requests a rezoning of 20 acres, being in the D-6II(FF)(FW) District, to the D-A(FF)(FW) classification to provide for the residential and agricultural uses.

REZONING ORDINANCE NO. 211, 1996. 96-Z-171

7927 LAVERNE DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

METROPOLITAN SCHOOL DISTRICT OF PERRY TOWNSHIP, by Louis H. Borgmann, requests a rezoning of 1.07 acres, being in the D-4 District, to the SU-2 classification to provide for school related uses including athletic fields.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 608, 1996. The proposal proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area. Councillor Borst made the following motion:

Mr. President:

The petitioners and remonstrators continue to negotiate a resolution of the rezoning case of 6001 South Harding Street and petitioner has consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 608, 1996 (Rezoning Docket No. 96-Z-74 Amended) be postponed and rescheduled for October 28, 1996.

Councillor Curry seconded the motion, and Proposal No. 608, 1996 was postponed until October 28, 1996 by a unanimous voice vote.

PROPOSAL NO. 309, 1996. The proposal, sponsored by Councillor Curry, is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider moved, seconded by

Councillor Curry, to postpone Proposal No. 309, 1996 until October 14, 1996. Proposal No. 309, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 585, 1996. The proposal is an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex financed by a grant from the United States Marshals Service. PROPOSAL NO. 586, 1996. The proposal is an appropriation of \$66,000 for the Marion County Superior Court to provide additional funds for the balance of 1996 financed by revenues in the Juvenile Probation Fees Fund. PROPOSAL NO. 587, 1996. The proposal is an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant. PROPOSAL NO. 588, 1996. The proposal is an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters. PROPOSAL NO. 589, 1996. The proposal is an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant. PROPOSAL NO. 590, 1996. The proposal is an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving. PROPOSAL NO. 592, 1996. The proposal is an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund. Councillor Dowden moved, seconded by Councillor Schneider, to postpone Proposal Nos. 585-590 and 592, 1996 until October 14, 1996. Proposal Nos. 585-590 and 592, 1996 were postponed by a unanimous voice vote.

SPECIAL ORDERS - PUBLIC HEARING COMMITTEE OF THE WHOLE

The President stated that public testimony would be allowed on the following budget ordinances:

PROPOSAL NO. 542, 1996 - Police Special Service District
PROPOSAL NO. 543, 1996 - Fire Special Service District
PROPOSAL NO. 544, 1996 - Solid Waste Collection Special Service District
PROPOSAL NO. 545, 1996 - Revenue Bonds Debt Service Funds
PROPOSAL NO. 546, 1996 - Marion County Office of Family and Children
PROPOSAL NO. 547, 1996 - Metropolitan Emergency Communications Agency
PROPOSAL NO. 548, 1996 - Combined Indianapolis and Marion County Budgets
PROPOSAL NO. 550, 1996 - Airport Authority
PROPOSAL NO. 551, 1996 - Capital Improvement Board
PROPOSAL NO. 552, 1996 - Health and Hospital Corporation
PROPOSAL NO. 553, 1996 - Indianapolis-Marion County Public Library Board
PROPOSAL NO. 554, 1996 - Indianapolis Public Transportation Corporation

The President called for public testimony on the budgets at approximately 7:19 p.m.

Councillor Golc introduced Merri Young, representative of the West Indianapolis Neighborhood Congress (WINC). Ms. Young expressed the neighborhood's objection to funding which had been budgeted for the demolition of Rhodius Park Community Center. The President suggested that Councillor Shambaugh, Chairman of the Parks and Recreation Committee, allow for discussion regarding this demolition project at the next meeting of the Committee. Councillor

Shambaugh agreed to incorporate this discussion into the agenda for the next scheduled meeting on October 10, 1996 at 5:00 p.m.

There being no further public testimony, the President closed the public hearing on the budgets. He stated that the budgets will be considered for vote after a report from the Committee chairpersons.

POLICE SPECIAL SERVICE DISTRICT

The President convened the Police Special Service District Council.

PROPOSAL NO. 542, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 542, 1996 on September 11, 1996. The proposal is the annual budget for the Police Special Service District for 1997. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Councillors Moriarty Adams and Moores stated that they will abstain from voting on Proposal No. 542, 1996 due to the appearance of a conflict of interest.

Proposal No. 542, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Moores, Moriarty Adams
1 ABSENT: Gilmer

Proposal No. 542, 1996 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Police Force of the City of Indianapolis for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Service District Fund for the purposes herein specified, subject to the law governing the same:

1997 ANNUAL BUDGET
DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION

September 30, 1996

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY	POLICE SERVICE DISTRICT FUND	
Police Division		
1. Personal Services	57,293,951	57,293,951
2. Supplies	934,650	934,650
3. Other Services and Charges	12,455,117	12,455,117
4. Capital Outlay	789,000	789,000
5. Internal Charges	<u>3,512,282</u>	<u>3,512,282</u>
TOTAL	74,985,000	74,985,000

SECTION 2. For the expenses and obligations of the Police Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY	POLICE PENSION FUND	
Police Division		
1. Personal Services	26,659,433	26,659,433
2. Supplies	2,800	2,800
3. Other Services and Charges	96,125	96,125
4. Capital Outlay	500	500
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	26,758,858	26,758,858

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Police Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Police Special Service District set forth in the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 1997					
Grade	Minimum	1st Quarter	Midpoint	3rd Quarter	Maximum
9	\$47,848	\$59,811	\$71,772	\$83,735	\$95,696
8	\$40,947	\$51,184	\$61,420	\$71,657	\$81,893
7	\$35,038	\$43,798	\$52,556	\$61,316	\$70,075
6	\$30,264	\$37,830	\$45,397	\$52,962	\$60,528
5	\$26,132	\$32,665	\$39,198	\$45,730	\$52,263
4	\$22,350	\$27,938	\$33,526	\$39,114	\$44,701
3	\$19,115	\$23,893	\$28,673	\$33,451	\$38,229
2	\$16,346	\$20,433	\$24,519	\$28,606	\$32,692
1	\$13,978	\$17,472	\$20,966	\$24,461	\$27,955

and (ii) for all merit police officers in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Police Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefore; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Police Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Police Service District Fund for 1997 shall consist of all balances as of the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues of Police General Fund, Law Enforcement Training Fund and Police Training Fund and derived from sources connected with the operation of the Police Force, including traffic fines and intergovernmental reimbursements, Police Training Fund Transfers, Court Docket Fees, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

(b) The Police Pension Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and chooses in action of every kind and character in the Police Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1996, payable in 1997, a tax rate of One dollar twenty-five and seventeen hundredths cents (\$1.2517) for the Police Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property, and seventeen and thirty-eight hundredths cents (\$0.1738) for Police Pension Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

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CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES POLICE SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
County Option Income Tax	13,025,000	26,800,000
Other Taxes	1,737,370	3,663,879
State Distributions	0	0
ALL OTHER REVENUE		
Intergovernmental	1,196,178	1,000,000
Charges for Services	716,653	1,349,787
Sale and Lease of Property	78,000	78,000
Fines and Penalties	11,975	355,000
Licenses and Permits	85,176	295,000
Fees for Service	121,200	249,000
Miscellaneous	184,350	437,000
Intragovernmental	0	1,850,000
Transfers In	<u>2,013,002</u>	<u>3,492,000</u>
TOTAL	19,168,904	39,569,666

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES POLICE PENSION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
COIT	2,175,000	4,500,000
Other Taxes	240,094	508,731
State Distributions	0	0
ALL OTHER REVENUE		
Miscellaneous	8,000	12,000
Intragovernmental	0	250,000
Sale and Lease	30,000	0
Trust and Agency	2,536,349	5,904,524
Intergovernmental	<u>5,205,147</u>	<u>10,410,294</u>
TOTAL	10,194,590	21,585,549

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
POLICE SERVICE DISTRICT FUND
 1997 NET ASSESSED VALUATION 2,917,899,709
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	6,536,728	6,536,728
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	40,786,579	40,786,579
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	40,786,579	40,786,579
6. Remaining property taxes to be collected present year	18,067,299	18,067,299
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	19,168,904	19,168,904
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	37,236,203	37,236,203
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,986,352	2,986,352
10. Total budget estimate for January 1 to December 31 of incoming year	74,985,000	74,985,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	39,569,666	39,569,666
12. Property tax to be raised from January 1 to December 31 of incoming year	35,820,979	36,523,3531
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,391,997	4,094,369
14. Estimated December 31 cash balance, of incoming year	<hr/>	4,094,369
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.2504	1.2504
Proposed tax rate for incoming year	1.2517	1.2517

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

POLICE PENSION FUND

1997 NET ASSESSED VALUATION 2,917,899,709

1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,533,000	1,533,000
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,978,868	12,978,868
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	12,978,868

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4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	12,978,868
5. Total expenditures for current year (add lines 2-4)	12,978,868	12,978,868
6. Remaining property taxes to be collected present year	2,496,825	2,496,825
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	10,194,590	10,194,590
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,691,415	12,691,415
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,245,547	1,245,547
10. Total budget estimate for January 1 to December 31 of incoming year	26,758,858	26,758,858
11. Miscellaneous revenue for January 1 to December 31 of incoming year	21,585,549	21,585,549
12. Property tax to be raised from January 1 to December 31 of incoming year	4,973,785	5,071,310
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,046,024	1,143,548
14. Estimated December 31 cash balance, of incoming year	_____	1,143,548
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1728	.1728
Proposed tax rate for incoming year	.1738	.1738

SECTION 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Police General	74,985,000	39,569,666	36,523,351	2,917,899,709	1.2517
Police Pension	26,758,858	21,585,549	5,071,310	2,917,899,709	.01738
Total	101,743,858	61,155,215	41,594,661		1.4232

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Police Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the Police Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

FIRE SPECIAL SERVICE DISTRICT

The President convened the Fire Special Service District Council.

PROPOSAL NO. 543, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 543, 1996 on September 11, 1996. The proposal is the annual budget for the Fire Special Service District for 1997. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption.

Councillor Gray stated that he will abstain from voting on Proposal No. 542, 1996 due to a conflict of interest.

Proposal No. 543, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

1 ABSENT: Gilmer

Proposal No. 543, 1996 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL NO. 1, 1996

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

**BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January 1, 1997, and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

1997 ANNUAL BUDGET DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		FIRE SERVICE DISTRICT FUND
Fire Division		
1. Personal Services	38,025,683	38,025,683
2. Supplies	1,140,575	1,140,575
3. Other Services and Charges	2,429,089	2,429,089
4. Capital Outlay	2,218,476	2,218,476
5. Internal Charges	<u>1,170,852</u>	<u>1,170,852</u>
TOTAL	44,984,675	44,984,675

SECTION 2. For the expenses and obligations of the Fire Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		FIRE PENSION FUND
Fire Division		
1. Personal Services	22,006,673	22,006,673
2. Supplies	5,700	5,700
3. Other Services and Charges	76,475	76,475
4. Capital Outlay	4,000	4,000
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	22,092,848	22,092,848

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Fire Special Service Districts set forth in the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 1997					
Grade	Minimum	1st Quarter	Midpoint	3rd Quarter	Maximum
9	\$47,848	\$59,811	\$71,772	\$83,735	\$95,696
8	\$40,947	\$51,184	\$61,420	\$71,657	\$81,893
7	\$35,038	\$43,798	\$52,556	\$61,316	\$70,075
6	\$30,264	\$37,830	\$45,397	\$52,962	\$60,528
5	\$26,132	\$32,665	\$39,198	\$45,730	\$52,263
4	\$22,350	\$27,938	\$33,526	\$39,114	\$44,701
3	\$19,115	\$23,893	\$28,673	\$33,451	\$38,229
2	\$16,346	\$20,433	\$24,519	\$28,606	\$32,692
1	\$13,978	\$17,472	\$20,966	\$24,461	\$27,955

and (ii) for all merit firefighters in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Fire Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefore; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, portions of the receipts from the County Option Income Tax allocated to this fund, the allocation of PILOT to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

(b) The Fire Pension Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Pension Fund, amounts allocated herein from the Supplemental Pension Trust, portions of the receipts from the County Option Income Tax allocated to this fund, the allocation of PILOT to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 1996, payable in 1997, a tax rate of One Dollar and Eleven and forty-nine hundredths cents (\$1.1149) for the Fire Special Service District Fund of each one hundred dollars (\$100.00) valuation of such special service taxable property; and seventeen and fifty-seven hundredths cents (\$0.1757) for the Fire Pension Fund of each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FIRE SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
SPECIAL TAXES		
County Option Income Tax	4,950,000	9,800,000
Other Taxes	1,558,799	3,256,909
ALL OTHER REVENUE		
Licenses & Permits	200	2,200
Charges for Services	313,650	620,204
Intragovernmental	0	2,050,000
Intergovernmental	375,050	308,000
Sale and Lease of	0	20,000
Fees for Service	0	2,000
Miscellaneous	<u>3,550</u>	<u>15,500</u>
TOTAL	7,201,249	16,074,813

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FIRE PENSION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
SPECIAL TAXES		
COIT	1,924,998	3,900,000
Other Taxes	244,665	513,390
State Distributions	0	0
ALL OTHER REVENUE		
Intagovernmental	0	250,000
Intergovernmental	4,477,107	8,954,213
Miscellaneous	0	0
Trust & Agency	<u>1,773,150</u>	<u>4,396,331</u>
TOTAL	8,419,920	18,013,934

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FIRE SERVICE DISTRICT FUND
 1997 NET ASSESSED VALUATION 2,602,039,355
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	5,751,539	5,751,539
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	23,692,542	23,692,542
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	23,692,542	23,692,542
6. Remaining property taxes to be collected present year	14,348,846	14,348,846
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,201,249	7,201,249
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	21,550,095	21,550,095
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	3,609,092	3,609,092
10. Total budget estimate for January 1 to December 31 of incoming year	44,984,675	44,984,675
11. Miscellaneous revenue for January 1 to December 31 of incoming year	16,074,813	16,074,813
12. Property tax to be raised from January 1 to December 31 of incoming year	28,452,250	29,010,137
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,151,480	3,709,367
14. Estimated December 31 cash balance, of incoming year	3,151,480	3,709,367
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.1136	1.1136
Proposed tax rate for incoming year	1.1149	1.1149

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FIRE PENSION FUND

1997 NET ASSESSED VALUATION 2,602,039,355

1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,615,174	1,615,174
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	11,646,501	11,646,501
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0

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5. Total expenditures for current year (add lines 2-4)	11,646,501	11,646,501
6. Remaining property taxes to be collected present year	2,251,027	2,251,027
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	8,419,920	8,419,920
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,670,947	10,670,947
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	639,620	639,620
10. Total budget estimate for January 1 to December 31 of incoming year	22,092,848	22,092,848
11. Miscellaneous revenue for January 1 to December 31 of incoming year	18,013,934	18,013,934
12. Property tax to be raised from January 1 to December 31 of incoming year	4,483,864	4,571,783
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,044,571	1,132,489
14. Estimated December 31 cash balance, of incoming year	1,044,571	1,132,489
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1747	0.1747
Proposed tax rate for incoming year	0.1757	0.1757

SECTION 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Fire General	44,984,675	16,074,813	29,010,137	2,602,039,355	1.1149
Fire Pension	22,092,848	18,013,934	4,571,783	2,602,039,355	0.1757
Total	67,077,523	34,088,747	33,581,920		1.2906

SECTION 7. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 8. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

SOLID WASTE SPECIAL SERVICE DISTRICT

The President convened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 544, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 544, 1996 on September 26, 1996. The proposal is the annual budget for the Solid Waste Collection Special Service District for 1997. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption.

Councillor Tilford stated that he will abstain from voting on Proposal No. 544, 1996 due to a conflict of interest.

Proposal No. 544, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Williams
0 NAYS:
1 NOT VOTING: Tilford
1 ABSENT: Gilmer

Proposal No. 544, 1996 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1996, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1996

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget for the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste Collection Special Service District, fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Solid Waste Collection Special Service District of the City of Indianapolis for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Solid Waste Collection Service District Fund for the purposes herein specified, subject to the law governing the same:

1997 ANNUAL BUDGET DEPARTMENT OF PUBLIC WORKS
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	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC WORKS Contract Compliance Division	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	269,714	269,714
2. Supplies	2,628	2,628
3. Other Services and Charges	895,092	895,092
4. Capital Outlay	67,500	67,500
5. Internal Charges	<u>1,404,089</u>	<u>1,404,089</u>
TOTAL	2,639,023	2,639,023
DEPARTMENT OF PUBLIC WORKS Environmental Management Division	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	36,599	36,599
2. Supplies	0	0
3. Other Services and Charges	362,000	362,000
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	398,599	398,599
DEPARTMENT OF PUBLIC WORKS Solid Waste Administration	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
1. Personal Services	4,035,960	4,035,960
2. Supplies	63,989	63,989
3. Other Services and Charges	9,395,392	9,395,392
4. Capital Outlay	1,854,030	1,854,030
5. Internal Charges	<u>1,454,774</u>	<u>1,454,774</u>
TOTAL	16,804,145	16,804,145
DEPARTMENT OF METROPOLITAN DEVELOPMENT Division Of Community Development And Human Services	SOLID WASTE COLLECTION DISTRICT FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,000,000	1,000,000
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	1,000,000	1,000,000

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year as are hereby fixed and approved as follows:

(i) for all classified personnel of the Solid Waste Collection Special Service District by the Solid Waste Collection Special Service District Council set forth in the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 1997					
Grade	Minimum	1st Quarter	Midpoint	3rd Quarter	Maximum
9	\$47,848	\$59,811	\$71,772	\$83,735	\$95,696
8	\$40,947	\$51,184	\$61,420	\$71,657	\$81,893
7	\$35,038	\$43,798	\$52,556	\$61,316	\$70,075
6	\$30,264	\$37,830	\$45,397	\$52,962	\$60,528
5	\$26,132	\$32,665	\$39,198	\$45,730	\$52,263
4	\$22,350	\$27,938	\$33,526	\$39,114	\$44,701
3	\$19,115	\$23,893	\$28,673	\$33,451	\$38,229
2	\$16,346	\$20,433	\$24,519	\$28,606	\$32,692
1	\$13,978	\$17,472	\$20,966	\$24,461	\$27,955

and (ii) for hourly employees on a bargaining unit shall be paid in accordance with the terms of the Master Agreement as approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Solid Waste Collection Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor. Provided, however, that no person, official or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, or any minimum amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week.

SECTION 3. To defray the costs of government of the Solid Waste Collection Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated revenues are allocated as follows: The Solid Waste Collection Service District Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Solid Waste Collection Special Service District, including federal grants and intergovernmental reimbursements, user charges, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Solid Waste Collection Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and chooses in action of every kind and character in the Solid Waste Collection Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1996, payable in 1997, a tax rate of twenty-three and fifty-four hundredths cents (\$0.2354) or the Solid Waste Collection Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 5. The budget of the Solid Waste Collection Special Service District shall be carried out with the revenues from taxation provided from the tax levy fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions or current balances, all indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SOLID WASTE COLLECTION SERVICE DISTRICT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
SPECIAL TAXES		
Other Taxes	1,087,919	2,123,858
ALL OTHER REVENUE		
Miscellaneous	190,000	441,000
Charges for Services	89,870	103,500
Sale and Lease	0	56,000
Transfers Out	0	0
TOTAL	1,367,789	2,724,358

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SOLID WASTE COLLECTION SERVICE DISTRICT FUND
 1997 NET ASSESSED VALUATION \$7,877,385,461
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	12,086,669	12,086,669
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	14,281,193	14,281,193
3. Additional appropriations necessary to be made July 1 to December 31 of present year	700,000	700,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	14,981,193	14,981,193
6. Remaining property taxes to be collected present year	9,249,636	9,249,636
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,367,789	1,367,789
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,617,415	10,617,415
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,722,891	7,722,891
10. Total budget estimate for January 1 to December 31 of incoming year	20,841,767	20,841,767
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,724,358	2,724,358

12. Property tax to be raised from January 1 to December 31 of incoming year	18,190,158	18,543,365
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,795,639	8,148,847
14. Estimated December 31 cash balance, of incoming year	7,795,639	8,148,847
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2394	0.2394
Proposed tax rate for incoming year	0.2354	0.2354

FUND	TAX RATE	TAX LEVY
Solid Waste Collection Service	0.2354	\$18,543,365

SECTION 6. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

CITY-COUNTY COUNCIL

The President reconvened the City-County Council.

Councillor O'Dell reported that the Municipal Corporations Committee heard Proposal Nos. 550-554, 1996 on August 12, September 10, and September 24, 1996.

PROPOSAL NO. 550, 1996. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District. By a 6-0 vote on September 24, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Cockrum, for adoption. Proposal No. 550, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 550, 1996 was retitled GENERAL RESOLUTION NO. 9, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 1996

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1997 and ending December 31, 1997, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Indianapolis Airport Authority of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Indianapolis Airport Authority District of Indianapolis, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1997 and ending December 31, 1997 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Airport System Fund" of said Indianapolis Airport Authority District the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS AIRPORT AUTHORITY DISTRICT BUDGET FOR 1997		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	12,544,690	12,544,690
2. Supplies	1,917,998	1,917,998
3. Other Services and Charges	64,812,082	64,812,082
4. Capital Outlay	<u>587,676</u>	<u>587,676</u>
TOTAL	79,862,446	79,862,446

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Capital Improvement Fund" the following:

4. Capital Outlay	<u>40,239,000</u>	<u>40,239,000</u>
TOTAL	40,239,000	40,239,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Airport Revenues	<u>36,852,401</u>	<u>83,386,462</u>
TOTAL	36,852,401	83,386,462

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Federal and State Grant Funds	5,000,000	18,610,000
Federal Payments	150,000	275,000
Transfers	1,900,000	5,062,000
Interest	1,025,000	1,890,000
Financing and Other	14,696,750	4,700,000
Sale of Property		
PFC's	<u>4,376,026</u>	<u>9,855,000</u>
TOTAL	27,147,776	40,392,000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

September 30, 1996

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	40,166,710	40,166,710
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	27,124,387	27,124,387
3. Additional appropriations necessary to be made July 1 to December 31 of present year	2,150,469	2,150,469
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	29,274,856	29,274,856
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	36,852,401	36,852,401
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	36,852,401	36,852,401
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	47,744,255	47,744,255
10. Total budget estimate for January 1 to December 31 of incoming year	79,862,446	79,862,446
11. Miscellaneous revenue for January 1 to December 31 of incoming year	83,386,462	83,386,462
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	51,268,271	51,268,271
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	518,759	518,759
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	17,779,636	17,779,636
3. Additional appropriations necessary to be made July 1 to December 31 of present year	9,703,301	9,703,301

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	27,482,937	27,482,937
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	27,147,776	27,147,776
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	27,147,776	27,147,776
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	183,598	183,598
10. Total budget estimate for January 1 to December 31 of incoming year	40,239,000	40,239,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	40,392,000	40,392,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	336,598	336,598
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Airport System Fund	79,862,446	83,386,462			
Airport Capital Improvement Fund	40,239,000	40,392,000			
Total	120,101,446	123,778,462			

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council.

PROPOSAL NO. 551, 1996. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County. By a 4-1 vote on September 24, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 551, 1996, as amended, was adopted on the following roll call vote; viz:

September 30, 1996

23 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams

5 NAYS: Black, Golc, Gray, Moriarty Adams, Talley

1 ABSENT: Gilmer

Councillor Williams stated that she was voting in favor of this proposal in hopes of encouraging the Capital Improvements Board (CIB) to move the process along on the future of Market Square Arena and let those who would be affected know what the future holds for them. The President stated that until financial aspects of the project are determined, it is a hard decision for the CIB to make.

Councillor Golc explained his vote by stating that it was difficult for him to vote in favor of a budget where over half of the budget was in a fund balance which had not been identified as to how it would be used.

Proposal No. 551, 1996, as amended, was retitled GENERAL RESOLUTION NO. 10, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 1996

A GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1997 and ending December 31, 1997, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-10-9-8 provides that the City-County Council shall review, approve, or reject the operating budget of the Capital Improvement Board of Managers of Marion County, established pursuant to IC 36-10-9; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Capital Improvement Board of Managers of Marion County, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Capital Operating Fund" of said Board of Managers, the sums as hereinafter appear in this section for the purposes herein named.

CAPITAL IMPROVEMENT BOARD OF
MANAGERS OF MARION COUNTY
BUDGET FOR 1997

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	10,191,000	10,191,000
2. Supplies	1,148,000	1,148,000
3. Other Services and Charges	14,921,500	16,071,500
4. Capital Outlay	<u>6,500,000</u>	<u>6,500,000</u>
TOTAL	32,760,500	33,910,500

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	<u>12,126,000</u>	<u>12,126,000</u>
TOTAL	12,126,000	12,126,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
ALL OTHER REVENUE		
Interest on Investments	512,500	1,025,000
Rental	1,409,927	3,620,800
Food Service and Concessions Income	1,744,821	4,335,000
Labor Reimbursements	1,035,066	2,496,300
Parking Lot Receipts	311,988	898,300
Box Office Miscellaneous Income	452,553	1,004,300
Transfers from Bond Fund	6,062,354	14,114,200
Suites License Fees	36,003	2,857,500
Arena Lease	0	150,000
Advertising Income	642,100	1,662,900
Reimbursement for Const Capital Outlays	0	0
Baseball Fixed Rentals	187,500	500,000
Baseball Additional Rentals	18,750	50,000
Cable Franchise Revenue	<u>0</u>	<u>1,150,000</u>
TOTAL	12,413,562	33,864,300

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
--	--	--

September 30, 1996

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES:		
Cigarette Tax Revenues	175,000	350,000
Hotel-Motel	6,500,471	12,081,000
Food and Beverage Tax	6,437,939	12,798,300
County Admissions Tax	18,100	675,000
ALL		
Interest on Investment	128,579	415,900
Transfers to Operating Fund	<u>(6,062,354)</u>	<u>(14,114,200)</u>
TOTAL	7,197,735	12,206,000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	24,896,474	24,896,474
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	17,993,016	17,993,016
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	17,993,016	17,993,016
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	12,413,562	12,413,562
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,413,562	12,413,562
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	19,317,020	19,317,020
10. Total budget estimate for January 1 to December 31 of incoming year	32,760,500	33,910,500
11. Miscellaneous revenue for January 1 to December 31 of incoming year	32,714,300	33,864,300
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year*	19,270,820	19,270,820

Net tax rate on each one hundred dollars of taxable property

Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

*Any additional appropriation from the "operating balance," Line 14, must be submitted to the City-County Council for deliberation by the appropriate committee.

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	3,602,330	3,602,330
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,630,500	4,630,500
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	4,630,500	4,630,500
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,197,735	7,197,735
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	7,197,735	7,197,735
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,169,565	6,169,565
10. Total budget estimate for January 1 to December 31 of incoming year	12,126,000	12,126,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	12,206,000	12,206,000
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	6,249,565	6,249,565
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
CIB Operating Fund	33,910,500	33,864,300			
CIB Debt Service Fund	12,126,000	12,206,000			
Total	46,036,500	46,070,300			

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council.

PROPOSAL NO. 552, 1996. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County. By a 4-0 vote on September 24, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Golc, for adoption. Proposal No. 552, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Gilmer

Proposal No. 552, 1996 was retitled **GENERAL RESOLUTION NO. 11, 1996**, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 11, 1996

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1997 and ending December 31, 1997, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The operating budget for the expenses of the Health and Hospital Corporation of Marion County, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1997 and ending December 31, 1997 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws

governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL CORPORATION BUDGET FOR 1997		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
ADMINISTRATIVE STAFF		
1. Personal Services	2,245,607	2,245,607
2. Supplies	145,000	145,000
3. Other Services and Charges	1,280,000	1,280,000
4. Capital Outlay	289,500	289,500
5. Internal Charges		
TOTAL	3,960,107	3,960,107
DIVISION OF PUBLIC HEALTH		
1. Personal Services	15,128,734	15,128,734
2. Supplies	1,751,000	1,751,000
3. Other Services and Charges	4,017,000	4,017,000
4. Capital Outlay	500,000	500,000
5. Internal Charges		
TOTAL	21,396,734	21,396,734
DIVISION OF PUBLIC HOSPITALS WILLIAM N. WISHARD MEMORIAL HOSPITAL		
1. Personal Services	100,002,000	100,002,000
2. Supplies	38,382,000	38,382,000
3. Other Services and Charges	47,410,000	47,410,000
4. Capital Outlay	9,000,000	9,000,000
5. Internal Charges		
TOTAL	194,794,000	194,794,000
GRAND TOTAL ALL DIVISIONS	220,150,841	220,150,841

September 30, 1996

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Retirement Fund" the following:

3. Other Services and Charges	<u>2,322,347</u>	<u>2,322,347</u>
TOTAL	2,322,347	2,322,347

SECTION 4. For said fiscal year, there is hereby appropriated out of the "Cumulative Building Fund" the following:

4. Capital Outlay	<u>25,000,000</u>	<u>25,000,000</u>
TOTAL	25,000,000	25,000,000

SECTION 5. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 94, 1996 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	583,922	1,184,100
License Excise Tax	3,248,995	6,289,812
ALL OTHER REVENUE		
Wishard Patient Receipts	74,713,696	121,100,000
Wishard Grant Receipts	6,112,886	10,730,000
Wishard Non-Patient Receipts	3,424,074	6,855,000
Lockfield Village Receipts	3,582,865	7,360,500
Public Health Receipts	819,009	2,962,000
Public Health DCS Grant	294,576	294,576
Administrative Staff Receipts	77,600	90,000
Mental Health Taxes	<u>577,587</u>	<u>1,162,510</u>
TOTAL	93,435,210	158,028,498

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL BOND RETIREMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	28,218	52,252
License Excise Tax	155,781	277,561
ALL OTHER REVENUE		
Miscellaneous Receipts	<u>3,200</u>	<u>4,000</u>
TOTAL	187,199	333,813

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	1,376	2,952
Excise Tax	7,695	15,681
ALL OTHER REVENUE		
Miscellaneous Receipts	<u>1,617,327</u>	<u>2,966,250</u>
TOTAL	1,626,398	2,984,883

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL GENERAL FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION 8,408,250,827

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	35,949,758	35,949,758
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	130,178,148	130,178,148
3. Additional appropriations necessary to be made July 1 to December 31 of present year	8,087,581	8,087,581

September 30, 1996

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	138,265,729	138,265,729
6. Remaining property taxes to be collected present year	31,980,783	31,980,783
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	93,435,210	93,435,210
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	125,415,993	125,415,993
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	23,100,022	23,100,022
10. Total budget estimate for January 1 to December 31 of incoming year	220,150,841	220,150,841
11. Miscellaneous revenue for January 1 to December 31 of incoming year	158,028,498	158,028,498
12. Property tax to be raised from January 1 to December 31 of incoming year	64,600,321	64,600,321
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	25,578,000	25,578,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.7607	.7607
Proposed tax rate for incoming year	.7683	.7683

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

HEALTH AND HOSPITAL BOND RETIREMENT FUND

1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION 8,408,250,827

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	167,502	167,502
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,561,751	1,561,751
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,561,751	1,561,751
6. Remaining property taxes to be collected present year	1,278,054	1,278,054
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	187,199	187,199
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,465,253	1,465,253

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	71,004	71,004
10. Total budget estimate for January 1 to December 31 of incoming year	2,322,347	2,322,347
11. Miscellaneous revenue for January 1 to December 31 of incoming year	333,813	333,813
12. Property tax to be raised from January 1 to December 31 of incoming year	1,917,530	1,917,530
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0304	.0304
Proposed tax rate for incoming year	.0228	.0228

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION 8,408,250,827

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	56,449,891	56,449,891
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	25,215,724	25,215,724
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	25,215,724	25,215,724
6. Remaining property taxes to be collected present year	84,082	84,082
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,626,398	1,626,398
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,710,480	1,710,480
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	32,944,647	32,944,647
10. Total budget estimate for January 1 to December 31 of incoming year	25,000,000	25,000,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,984,883	2,984,883
12. Property tax to be raised from January 1 to December 31 of incoming year	168,165	168,165

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	11,097,695	11,097,695
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0020	.0020
Proposed tax rate for incoming year	.0020	.0020

SECTION 6.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Health & Hospital Corp General Fund	220,150,841	158,028,498	64,600,321	8,408,250,827	.7683
Health & Hospital Corp Debt Service Fund	2,322,347	333,813	1,917,530	8,408,250,827	.0228
Health & Hospital Corp Cumulative Bldg. Fund	25,000,000	2,984,883	168,165	8,408,250,827	.0020
Total	247,473,188	161,347,194	66,686,016		.7931

SECTION 7. This resolution shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council and approval by the State Tax Boards as required by law.

PROPOSAL NO. 553, 1996. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board. By a 6-0 vote on September 24, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor O'Dell moved, seconded by Councillor Short, for adoption. Proposal No. 553, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
 0 NAYS:
 1 ABSENT: Gilmer

Proposal No. 553, 1996, as amended, was retitled GENERAL RESOLUTION NO. 12, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 12, 1996

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1997 and ending December 31, 1997.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis-Marion County Public Library Board of Marion County, established pursuant to IC 20-14; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Operating Fund" of said Library Board the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOARD BUDGET FOR 1997		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	15,604,528	15,604,528
2. Supplies	590,050	590,050
3. Other Services and Charges	3,996,610	3,996,610
4. Capital Outlay	6,281,130	6,281,130
5. Internal Charges		
TOTAL	26,472,318	26,472,318

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	<u>1,123,263</u>	<u>1,123,263</u>
TOTAL	1,123,263	1,123,263

SECTION 4. That foregoing budget shall be carried out without any revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 94, 1996 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

September 30, 1996

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LIBRARY OPERATING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	166,601	355,600
License Excise Tax	933,319	2,285,000
ALL OTHER REVENUE		
State Distribution	77,776	
Fines and Fees	414,714	863,200
Photocopy Fees	51,135	150,000
Interest on Investments	39,510	130,000
Telephone Commissions	2,861	7,000
Library Service Authority	32,000	40,000
PLAC Cards	23,001	20,000
Literary	50,000	
Miscellaneous	<u>80,179</u>	<u>20,000</u>
TOTAL	1,871,096	3,870,800

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LIBRARY BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	8,809	16,524
License Excise Tax	55,284	106,080
Interest on Investments	<u>6,600</u>	<u>6,600</u>
TOTAL	70,693	129,204

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LIBRARY OPERATING FUND
 1997 NET ASSESSED VALUATION 7,900,231,979
 1996 BILLED NET ASSESSED VALUATION 7,721,888,360

Journal of the City-County Council

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	2,933,520	2,933,520
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	16,176,145	16,176,145
3. Additional appropriations necessary to be made July 1 to December 31 of present year	50,000	50,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	16,226,145	16,226,145
6. Remaining property taxes to be collected present year	11,695,765	11,695,765
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,871,096	1,871,096
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,566,861	13,566,861
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	274,236	274,236
10. Total budget estimate for January 1 to December 31 of incoming year	26,472,318	26,472,318
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,870,800	3,870,800
12. Property tax to be raised from January 1 to December 31 of incoming year	23,428,684	22,831,670
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,101,402	504,388
14. Estimated December 31 cash balance, of incoming year	1,101,402	504,388
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.2885	.2885
Proposed tax rate for incoming year	.2965	.2890

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

LIBRARY BOND FUND

1997 NET ASSESSED VALUATION 7,900,231,979

1996 BILLED NET ASSESSED VALUATION 7,721,888,360

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	302,400	302,400
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	883,117	883,117
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____

5. Total expenditures for current year (add lines 2-4)	883,117	883,117
6. Remaining property taxes to be collected present year	525,020	525,020
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	70,693	70,693
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	595,713	595,713
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	14,996	14,996
10. Total budget estimate for January 1 to December 31 of incoming year	1,123,263	1,123,263
11. Miscellaneous revenue for January 1 to December 31 of incoming year	129,204	129,204
12. Property tax to be raised from January 1 to December 31 of incoming year	979,063	979,063
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0128	.0128
Proposed tax rate for incoming year	.0123	.0123

Section 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Library Operating Fund	26,472,318	3,870,800	22,831,670	7,900,231,979	.2890
Library Bond Fund	1,123,263	129,204	979,063	7,900,231,979	.0123
Total	27,595,581	4,000,004	23,810,733		.3013

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council.

PROPOSAL NO. 554, 1996. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation. By a 4-0 vote on September 24, 1996, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Golc asked Greg Henneke, Director of the Department of Capital Asset Management, how the public would be made aware of the changes being made in the bus routes in November. Mr. Henneke stated that a Public Information Campaign was being implemented in October

using radio, newspapers, volunteer forces, and other resources to make the public aware of the changes. Councillor Golc asked why the contracted bus drivers of the privatized routes were wearing Metro uniforms. Mr. Henneke stated that the privatized routes were on contract with Metro and that the buses still carry the Metro logo, and that it was simply a matter of consistency.

Councillor Black asked why minority residential area routes were being eliminated or decreased. Mark Stanley, Executive Director of the Office of Mobility Management, stated that routes would be restructured, but not eliminated. He stated that efficiencies were being implemented to eliminate duplicated routes in order to provide bus service coverage to more areas. Mr. Henneke asked that if Councillor Black still had some specific recommendations after reviewing the plan, that he make Mr. Stanley aware of these concerns.

Councillor Talley asked if wearing Metro uniforms would make Metro or the City liable should an accident occur with one of the contracted drivers. Mr. Henneke stated that ATE, the contracted company, would carry the appropriate insurance in such an event.

Councillor O'Dell stated that several community meetings had been held to insure public input in the route changes.

Councillor O'Dell moved, seconded by Councillor Cockrum, for adoption. Proposal No. 554, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 NAYS: Black, Gray
1 ABSENT: Gilmer

Councillor Gray asked to explain his vote. Consent was given. He explained that he voted against this proposal due to the privatization and elimination of routes. Councillor Black stated that he wanted to see how the new system worked before he could support this budget.

Proposal No. 554, 1996, as amended, was retitled GENERAL RESOLUTION NO. 13, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 1996

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January 1, 1997 and ending December 31, 1997.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis Public Transportation Corporation of Marion County, established pursuant to IC 36-9-4; and

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis Public Transportation Corporation of Marion County, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Transportation Corporation the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BUDGET FOR 1997		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
GENERAL FUND		
ADMINISTRATIVE DIVISION		
1. Personal Services	2,735,612	2,693,017
2. Supplies	26,747	26,747
3. Other Services and Charges	1,527,784	1,611,334
4. Capital Outlay		
5. Internal Charges		
TOTAL	4,290,143	4,331,098
TRANSPORTATION DIVISION		
1. Personal Services	8,104,817	7,238,978
2. Supplies	57,472	57,472
3. Other Services and Charges	7,856,712	6,646,364
4. Capital Outlay		
5. Internal Charges		
TOTAL	16,019,001	13,942,814
MAINTENANCE DIVISION		
1. Personal Services	2,441,920	2,279,312
2. Supplies	2,707,577	2,406,603
3. Other Services and Charges	922,320	933,192
4. Capital Outlay		
5. Internal Charges		
TOTAL	6,071,817	5,619,107
FUND TOTAL	26,380,961	23,893,019

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	1,390,848	1,390,848
TOTAL	1,390,848	1,390,848

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 94, 1996, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	49,478	98,956
License Excise Tax	358,259	716,518
ALL OTHER REVENUE		
Federal Matching Funds	236,834	
Federal Operating	4,741	2,454,600
Build Indiana Fund		
City Contract	2,504,861	5,435,152
Operating Revenue	3,748,470	6,793,070
Interest on Investments		
Miscellaneous Revenue	233,860	528,750
Contracts to Excluded Areas	180,592	323,408
Capital Grants	10,536,222	0
IPTC Bond Note		
TOTAL	17,853,317	16,350,454

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	7,450	14,900
License Excise Tax	53,944	107,888
ALL OTHER REVENUE		
Interest on Investments	10,000	15,000
Contracts to Excluded Areas	27,967	28,000
Transfer from GF/CEF		
TOTAL	99,361	165,788

September 30, 1996

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND
 1997 NET ASSESSED VALUATION 7,832,361,938
 1996 BILLED NET ASSESSED VALUATION 7,604,234,892

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	477,163	477,163
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	20,775,335	20,775,335
3. Additional appropriations necessary to be made July 1 to December 31 of present year	2,102,273	1,546,114
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	22,877,608	22,321,449
6. Remaining property taxes to be collected present year	3,990,969	3,990,969
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	18,409,476	17,853,317
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	22,400,445	21,844,286
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	26,380,961	23,893,019
11. Miscellaneous revenue for January 1 to December 31 of incoming year	18,838,396	16,350,454
12. Property tax to be raised from January 1 to December 31 of incoming year	7,542,565	7,542,565
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0963	.0963
Proposed tax rate for incoming year	.0963	.0963

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND
 1997 NET ASSESSED VALUATION 7,832,361,938
 1996 BILLED NET ASSESSED VALUATION 7,604,234,892

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	500,206	500,206
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,016,906	1,016,906
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	1,016,906	1,016,906
6. Remaining property taxes to be collected present year	564,331	564,331
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	99,361	99,361
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	663,692	663,692
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	146,992	146,992
10. Total budget estimate for January 1 to December 31 of incoming year	1,390,848	1,390,848
11. Miscellaneous revenue for January 1 to December 31 of incoming year	165,788	165,788
12. Property tax to be raised from January 1 to December 31 of incoming year	1,135,692	1,135,692
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	57,624	57,624
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0145	.0145
Proposed tax rate for incoming year	.0145	.0145

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
METRO General Fund	23,893,019	16,350,454	7,542,565	7,832,361,938	.0963
METRO Debt Service Fund	1,390,848	165,788	1,135,692	7,832,361,938	.0145
Total	25,283,867	16,516,242	8,678,257		.1108

September 30, 1996

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council.

PROPOSAL NO. 545, 1996. Councillor Schneider stated that the Administration and Finance Committee heard Proposal No. 545, 1996 on August 20 and September 10, 1996. The proposal is the annual budget for the Revenue Bonds Debt Service Funds for 1997. Councillor Schneider listed the various bonds. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Dowden, for adoption. Proposal No. 545, 1996 was adopted on the following roll call vote; viz:

28 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 ABSENT: *Gilmer*

Proposal No. 545, 1996 was retitled FISCAL ORDINANCE NO. 91, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 91, 1996

A FISCAL ORDINANCE creating the annual budget of the Revenue Serviced Debt Funds of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Revenue Serviced Debt Funds fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ANNUAL BUDGET FOR REVENUE SERVICED DEBT FUNDS
OF THE CONSOLIDATED CITY OF INDIANAPOLIS

SECTION 1. Appropriations for 1997.

For the obligation of government of the Consolidated City of Indianapolis for its Revenue Bonds Debt Service Funds for the fiscal year beginning January 1, 1997, and ending December 31, 1997, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in Section 2), namely the Transportation Revenue Bonds of 1992 Fund, Golf Revenue Bonds of 1993 Fund, Redevelopment Tax Increment Revenue Bonds of 1992 Fund, Redevelopment Tax Increment Revenue Bonds of 1991 Fund, Redevelopment Tax Increment Revenue Bonds of 1990 Fund, United Airlines Debt Service Fund, Golf Tax Increment Revenue Bonds of 1993 Fund, and 96th Street Tax Increment Financing Bonds of 1996 Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) TRANSPORTATION REVENUE BONDS OF 1992 FUND		
3. Other Services and Charges	<u>4,819,882</u>	<u>4,819,882</u>
TOTAL	4,819,882	4,819,882
(b) GOLF REVENUE BONDS OF 1993 FUND		
3. Other Services and Charges	<u>259,146</u>	<u>259,146</u>
TOTAL	259,146	259,146
(c) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND		
3. Other Services and Charges	<u>17,517,812</u>	<u>17,517,812</u>
TOTAL	17,517,812	17,517,812
(d) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FUND		
3. Other Services and Charges	<u>2,358,088</u>	<u>2,358,088</u>
TOTAL	2,358,088	2,358,088
(e) REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990 FUND		
3. Other Services and Charges	<u>431,690</u>	<u>431,690</u>
TOTAL	431,690	431,690
(f) UNITED AIRLINES, INC. DEBT SERVICE FUND		
3. Other Services and Charges	<u>10,549,000</u>	<u>10,549,000</u>
TOTAL	10,549,000	10,549,000
(g) GOLF TAX INCREMENT REVENUE BONDS OF 1993 FUND		
3. Other Services and Charges	<u>280,544</u>	<u>280,544</u>
TOTAL	280,544	280,544
(h) 96TH STREET TAX INCREMENT FINANCING BONDS OF 1996 FUND		
3. Other Services and Charges	<u>618,690</u>	<u>618,690</u>
TOTAL	618,690	618,690

SECTION 2. To defray the costs of the appropriation made in Section 1, certain anticipated and estimated revenues are allocations as follows:

(a) Transportation Revenue Bonds of 1992 Fund. The Transportation Revenue Bonds of 1992 Fund for 1996 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, those distribution of taxes allocated by the state pledged for retirement of debt and interest payment, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES TRANSPORTATION REVENUE BONDS OF 1992 FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Wheel Tax	0	4,794,882
Interest	<u>-170</u>	<u>-400</u>
Total	-170	4,794,482

(b) Golf Revenue Bonds of 1993 Fund. The Golf Revenue Bonds of 1993 Fund also known as the Golf Project Revenue Fund for 1993 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, and all pledged revenues of various municipal golf courses, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GOLF REVENUE BONDS OF 1993 FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Fees for Service	182,100	744,770
Miscellaneous	8,800	16,200
Transfer Out	<u>-380,000</u>	<u>0</u>
Total	-189,100	760,970

(c) Redevelopment Tax Increment Revenue Bonds of 1992 Fund. The Redevelopment Tax Increment Revenue Bonds of 1992 Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund and all Circle Centre Mall tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992 FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Tax Increment	<u>13,453,284</u>	<u>17,517,812</u>
Total	13,453,284	17,517,812

(d) Redevelopment Tax Increment Revenue Bonds of 1991 Fund. The Redevelopment Tax Increment Revenue Bonds of 1991 Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund and all Harding Street tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991 FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Tax Increment	2,094,638	2,358,088
Trustee	<u>0</u>	<u>0</u>
Total	2,094,638	2,358,088

(e) Redevelopment Tax Increment Revenue Bonds of 1990 Fund. The Redevelopment Tax Increment Revenue Bonds of 1990 Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund and all 86th Street tax increment disbursements from the Auditor, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990 FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Tax Increment	<u>261,740</u>	<u>431,790</u>
Total	261,740	431,790

(f) United Airlines, Inc. Debt Service Fund. The United Airlines, Inc. Debt Service Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund and all United Airlines tax increment disbursements from the Auditor, a portion of the revenues from the County Option Income Tax, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES UNITED AIRLINES, INC. DEBT SERVICE FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
COIT	1,000,000	2,250,000
Tax Increment	1,500,000	1,300,000
Miscellaneous	<u>1,250,504</u>	<u>180,327</u>
Total	3,750,504	3,730,327

(g) Golf Tax Increment Revenue Bonds of 1993 Fund. The Golf Tax Increment Revenue Bonds of 1993 Fund shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, and all tax increment distribution of the Brookville Senour tax district, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GOLF TAX INCREMENT REVENUE BONDS OF 1993 FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Tax Increment	<u>257,324</u>	<u>282,544</u>
Total	257,324	282,544

(h) 96th Street Tax Increment Financing Bonds of 1996 Fund. The 96th Street Tax Increment Financing Bonds of 1996 Fund shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, and all pledged revenues 96th Street/ Castleton Economic Development and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES 96TH STREET TAX INCREMENT FINANCING BONDS OF 1996 FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Wheel Tax	<u>263,869</u>	<u>463,000</u>
Total	263,869	463,000

SECTION 3. In accordance with law, the appropriations and allocations of revenues are summarized as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
TRANSPORTATION REVENUE BONDS OF 1992
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,542,177	1,542,177
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,445,833	1,445,833
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0

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4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,445,833	1,445,833
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-170	-170
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-170	-170
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	96,174	96,174
10. Total budget estimate for January 1 to December 31 of incoming year	4,819,882	4,819,882
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,794,482	4,794,482
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	70,744	70,744
14. Estimated December 31 cash balance, of incoming year	_____	_____

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

GOLF REVENUE BONDS OF 1993

1997 NET ASSESSED VALUATION _____

1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	422,821	422,821
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	95,413	95,413
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	95,413	95,413
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-189,100	-189,100
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-189,100	-189,100
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	138,308	138,308
10. Total budget estimate for January 1 to December 31 of incoming year	259,146	259,146

11. Miscellaneous revenue for January 1 to December 31 of incoming year	760,970	760,970
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	640,132	640,132
14. Estimated December 31 cash balance, of incoming year	<u> </u>	<u> </u>

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1992
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	13,453,284	13,453,284
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	13,453,284	13,453,284
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,453,284	13,453,284
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,453,284	13,453,284
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	17,517,812	17,517,812
11. Miscellaneous revenue for January 1 to December 31 of incoming year	17,517,812	17,517,812
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	<u> </u>
14. Estimated December 31 cash balance, of incoming year	<u> </u>	<u> </u>

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1991
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

September 30, 1996

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,094,638	2,094,638
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,094,638	2,094,638
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,094,638	2,094,638
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,094,638	2,094,638
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	2,358,088	2,358,088
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,358,088	2,358,088
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
REDEVELOPMENT TAX INCREMENT REVENUE BONDS OF 1990

1997 NET ASSESSED VALUATION _____
1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	48	48
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	261,690	261,690
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	261,690	261,690

6.	Remaining property taxes to be collected present year	261,740	261,740
7.	Miscellaneous revenue to be received July 1 through Dec. 31 of present year	0	0
8.	Estimated revenue to be received July 1 to December 31 (add lines 6-7)	261,740	261,740
9.	Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	98	98
10.	Total budget estimate for January 1 to December 31 of incoming year	431,690	431,690
11.	Miscellaneous revenue for January 1 to December 31 of incoming year	431,790	431,790
12.	Property tax to be raised from January 1 to December 31 of incoming year	0	0
13.	Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	198	198
14.	Estimated December 31 cash balance, of incoming year	<u> </u>	<u> </u>

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
UNITED AIRLINES, INC. DEBT SERVICE FUND
 1997 NET ASSESSED VALUATION _____
 1996 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	8,739,178	8,739,178
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,988,000	4,988,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,988,000	4,988,000
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,750,504	3,750,504
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,750,504	3,750,504
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,501,682	7,501,682
10. Total budget estimate for January 1 to December 31 of incoming year	10,549,000	10,549,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,730,327	3,730,327

September 30, 1996

12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	683,009	683,009
14. Estimated December 31 cash balance, of incoming year	<u> </u>	<u> </u>

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

GOLF TAX INCREMENT REVENUE BONDS OF 1993 FUND

1997 NET ASSESSED VALUATION

1996 BILLED NET ASSESSED VALUATION

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	46,572	46,572
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	93,912	93,912
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	93,912	<u> </u>
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	257,324	257,324
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	257,324	257,324
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	209,984	209,984
10. Total budget estimate for January 1 to December 31 of incoming year	280,544	280,544
11. Miscellaneous revenue for January 1 to December 31 of incoming year	282,544	282,544
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	211,984	211,984
14. Estimated December 31 cash balance, of incoming year	211,984	211,984

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

96TH STREET TAX INCREMENT FINANCING BONDS OF 1996 FUND

1997 NET ASSESSED VALUATION

1996 BILLED NET ASSESSED VALUATION

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	0	0
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	0	0
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	263,869	263,869
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	263,869	263,869
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	263,869	263,869
10. Total budget estimate for January 1 to December 31 of incoming year	618,690	618,690
11. Miscellaneous revenue for January 1 to December 31 of incoming year	463,000	463,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	108,179	108,179
14. Estimated December 31 cash balance, of incoming year	108,179	108,179

SECTION 5. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

PROPOSAL NO. 546, 1996. Councillor Franklin reported that the Community Affairs Committee heard Proposal No. 546, 1996 on August 29 and September 24, 1996. The proposal is the annual budget for the Marion County Office of Family and Children for 1997. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Franklin moved, seconded by Councillor Black, for adoption. Proposal No. 546, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 546, 1996, as amended, was retitled FISCAL ORDINANCE NO. 92, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 92, 1996

A FISCAL ORDINANCE creating the annual budget for the Marion County Office of Family and Children for the fiscal year beginning January 1, 1997 and ending December 31, 1997 appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations for the Marion County Office of Family and Children, fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. County Welfare appropriations for 1997.

For expenses of the Marion County Office of Family and Children for the year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Welfare General Fund, Family and Children Fund, Welfare Administration Fund, Welfare Medical Care Assistance to Wards Fund, Hospital Care for the Indigent Fund, and County Children With Special Health Care Needs Fund for the purposes herein specified subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the said calendar year, unless otherwise expressly stipulated and provided by law.

1997 ANNUAL BUDGET MARION COUNTY OFFICE OF FAMILY AND CHILDREN		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
MARION COUNTY OFFICE OF FAMILY AND CHILDREN		WELFARE GENERAL FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	7,998,727	7,998,727
4. Capital Outlay		
TOTAL	7,998,727	7,998,727
MARION COUNTY OFFICE OF FAMILY AND CHILDREN		FAMILY AND CHILDREN FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	53,538,452	53,538,452
4. Capital Outlay		
TOTAL	53,538,452	53,538,452

Welfare Administration Fund (not provided)

Welfare Medical Care Assistance to Wards (not provided)

Hospital Care for the Indigent Fund (not provided)

County Children With Special Health Care Needs Fund (not provided)

SECTION 2. Marion County Welfare Bond Sinking Fund appropriations.

For the calendar year 1997, there is hereby appropriated out of the Marion County Welfare Sinking Fund the following:

Principal to be paid	-0-	-0-
Interest to be paid	-0-	-0-
Bank Service Charge	-0-	-0-
TOTAL	-0-	-0-

SECTION 3. Statements of miscellaneous revenues.

The budget contained in Section 1 and Section 2 for the Marion County Office of Family and Children shall be financed by the use of the miscellaneous receipts of the said funds and portions of current balances as indicated in the following tables and by the revenues from taxation provided from the several tax levies fixed in Section 6 of this ordinance.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES WELFARE GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	21,350	37,800
License Excise Tax	151,451	258,600
OTHER REVENUE		
At Risk Child Care	838,844	1,265,187
Burial of Deceased AFDC Recipients	5,607	16,800
Title IV-D Reimbursements	550,000	1,000,000
Adoption Assistance	_____	_____
Foster Care Assistance	_____	_____
Independent Living For Wards	_____	_____
Repayments & Other Receipts	_____	_____
TOTAL	1,567,252	2,578,387

September 30, 1996

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FAMILY AND CHILDREN FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	245,672	321,920
License Excise Tax	1,750,000	2,280,000
OTHER REVENUE		
Emergency Assistance-Wards	200,000	1,000,000
Emergency Assistance Families	5,000	200,000
Adoption Assistant	1,522,614	4,652,644
Foster Care Assistance	2,662,707	6,137,001
Independent Living for Wards	5,000	6,000
Repayments & Other Receipts	<u>948,545</u>	<u>1,493,827</u>
TOTAL	7,339,538	16,091,392

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES WELFARE ADMINISTRATION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	35,587	35,587
Vehicle License Excise Tax	<u>199,026</u>	<u>199,026</u>
TOTAL	234,613	234,613

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	2,380	2,380
Vehicle License Excise Tax	<u>13,313</u>	<u>13,313</u>
TOTAL	15,693	15,693

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES WELFARE BOND SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	-0-	-0-
Vehicle License Excise Tax	<u>-0-</u>	<u>-0-</u>
TOTAL	-0-	-0-

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES HOSPITAL CARE FOR THE INDIGENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	2,856	2,856
Vehicle License Excise Tax	<u>15,975</u>	<u>15,975</u>
TOTAL	18,831	18,831

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	6,903	6,903
Vehicle License Excise Tax	<u>38,607</u>	<u>38,607</u>
TOTAL	45,510	45,510

SECTION 4. Estimates of funds to be raised and proposed tax rates.

The appropriations made in Section 3 shall be financed from the foregoing allocations of revenues and from the proposed rates of taxation calculated as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE GENERAL FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	4,010,310	4,010,310
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,218,774	4,218,774
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	4,218,774	4,218,774
6. Remaining property taxes to be collected present year	1,458,832	1,458,832
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,567,252	1,567,252
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,026,084	3,026,084
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,817,620	2,817,620
10. Total budget estimate for January 1 to December 31 of incoming year	7,998,727	7,998,727
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,578,387	2,578,387

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12. Property tax to be raised from January 1 to December 31 of incoming year	2,602,720	2,602,720
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0347	0.0347
Proposed tax rate for incoming year	0.0325	0.0325

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FAMILY AND CHILDREN FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	11,642,231	11,642,231
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	21,432,293	21,432,293
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	8,000,000	-0-
5. Total expenditures for current year (add lines 2-4)	29,432,293	21,432,293
6. Remaining property taxes to be collected present year	18,178,638	18,178,638
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,339,538	7,339,538
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	25,518,176	25,518,176
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,728,114	15,728,114
10. Total budget estimate for January 1 to December 31 of incoming year	53,538,452	53,538,452
11. Miscellaneous revenue for January 1 to December 31 of incoming year	16,883,225	16,091,392
12. Property tax to be raised from January 1 to December 31 of incoming year	28,915,286	21,718,946
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	(11,827)	-0-
14. Estimated December 31 cash balance, of incoming year	(11,827)	-0-

September 30, 1996

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.4324	0.4324
Proposed tax rate for incoming year	0.3611	0.2713

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE ADMINISTRATION FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	2,356,078	2,356,078
6. Remaining property taxes to be collected present year	234,613	234,613
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,590,691	2,590,691
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	_____	_____
12. Property tax to be raised from January 1 to December 31 of incoming year	4,886,828	4,886,828
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0598	0.0598
Proposed tax rate for incoming year	0.0611	0.0611

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	157,596	157,596
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,693	15,693
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	173,289	173,289
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	_____	_____
12. Property tax to be raised from January 1 to December 31 of incoming year	336,468	336,468
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0040	0.0040
Proposed tax rate for incoming year	0.0042	0.0042

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE BOND SINKING FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	2,895	2,895
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	-0-	-0-
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

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4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	-0-	-0-
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-0-	-0-
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-0-	-0-
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,895	2,895
10. Total budget estimate for January 1 to December 31 of incoming year	-0-	-0-
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-0-
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,895	2,895
14. Estimated December 31 cash balance, of incoming year	2,895	2,895
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

HOSPITAL CARE FOR THE INDIGENT FUND

1997 NET ASSESSED VALUATION \$8,007,857,930

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	189,116	189,116
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	18,831	18,831
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	207,947	207,947

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	_____	_____
12. Property tax to be raised from January 1 to December 31 of incoming year	403,762	403,762
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0048	0.0048
Proposed tax rate for incoming year	0.0051	0.0051

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND
 1997 NET ASSESSED VALUATION \$8,007,857,930
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	457,032	457,032
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	45,510	45,510
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	502,542	502,542
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	_____	_____
12. Property tax to be raised from January 1 to December 31 of incoming year	953,835	953,835

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)

14. Estimated December 31 cash balance, of incoming year

Net tax rate on each one hundred dollars of taxable property

Current year tax rate 0.0116 0.0116

Proposed tax rate for incoming year 0.0120 0.0120

SECTION 5. Summary of Public Welfare appropriations and tax levies.

FUND	APPROP.	AMOUNT TO BE RAISED	NET TAX RATE
Welfare General	7,998,727	2,602,720	0.0325
Family and Children	53,538,452	21,718,946	0.2713
Welfare Administration		4,886,828	0.0611
Welfare Medical Care Assistance to Wards		336,468	0.0042
Welfare Bond Sinking	-0-	-0-	0.0000
Hospital Care for the Indigent		403,762	0.0051
County Children With Special Health Care Needs		<u>953,835</u>	<u>0.0120</u>
TOTAL WELFARE	61,537,179	30,902,559	0.3862

SECTION 6. Marion County Office of Family and Children tax levies.

(a) Welfare General Fund. For the use and benefit of the Welfare General Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of three and twenty-five hundredths cents (\$.0325) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare General Fund in the County Treasury.

(b) Family and Children Fund. For the use and benefit of the Family and Children Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of twenty-seven and thirteen hundredths cents (\$.2713) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Family and Children Fund in the County Treasury.

(c) Welfare Administration Fund. For the use and benefit of the Welfare Administration Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of six and eleven hundredths cents (\$.0611) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Administration Fund in the County Treasury and transferred to the State of Indiana.

(d) Welfare Medical Care Assistance to Wards. For the use and benefit of the Welfare Medical Care Assistance to Wards Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of forty-two hundredths cents (\$.0042) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Medical Care Assistance to Wards Fund in the County Treasury and transferred to the State of Indiana.

(e) Welfare Bond Sinking Fund. For the use and benefit of the County Welfare Bond Sinking Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of zero hundredths cents (\$.0000) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said

Marion County, which taxes, when collected, shall be paid into the Welfare Bond Sinking Fund in the County Treasury.

(f) Hospital Care for the Indigent Fund. For the use and benefit of the Hospital Care for the Indigent Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of fifty-one hundredths cents (\$.0051) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Hospital Care for the Indigent Fund in the County Treasury and transferred to the State of Indiana.

(g) County Children with Special Health Care Needs Fund. For the use and benefit of the County Children With Special Health Care Needs Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of one and twenty hundredths cents (\$.0120) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Children With Special Health Care Needs Fund in the County Treasury and transferred to the State of Indiana.

SECTION 7. Collection of tax levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate.

SECTION 8. Effective date.

This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council, approval by the Mayor (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law.

PROPOSAL NO. 547, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 547, 1996 on September 11, 1996. The proposal is the annual budget for the Metropolitan Emergency Communications Agency for 1997. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Franklin moved, seconded by Councillor Black, for adoption. Proposal No. 546, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 547, 1996, as amended, was retitled FISCAL ORDINANCE NO. 93, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 93, 1996

A FISCAL ORDINANCE creating the annual budget of the Metropolitan Emergency Communications Agency (MECA) of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said MECA Fund, MECA Enhanced 9-1-1 Fund, and the MECA Sinking Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1997 for each fund for which a tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the

Metropolitan Emergency Communications Fund for the purposes herein specified, subject to the law governing the same:

1997 ANNUAL BUDGET METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY		
	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	692,706	706,560
2. Supplies	112,150	112,150
3. Other Services and Charges	1,662,471	1,662,471
4. Capital Outlay	<u>210,140</u>	<u>210,140</u>
TOTAL	2,677,467	2,691,321
(b) OFFICE OF THE CITY CONTROLLER	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND	
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	<u>1,683,450</u>	<u>1,683,450</u>
4. Capital Outlay	_____	_____
TOTAL	<u>1,683,450</u>	<u>1,683,450</u>
(c) COUNTY AUDITOR	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	180,280	182,275
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	<u>180,280</u>	<u>182,275</u>

SECTION 2. For the purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Indianapolis Public Safety Communications Systems and Computer Facilities District, Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County, for the fiscal year beginning January 1, 1997 and ending December 31, 1997, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Agency Sinking Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY		METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	3,049,300	3,049,300
4. Capital Outlay		
TOTAL	3,049,300	3,049,300

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Metropolitan Emergency Communications Agency for the ensuing year are now fixed and approved for all employees of the Metropolitan Emergency Communications Agency in accordance with the schedule of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County.

Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Metropolitan Emergency Communications Agency, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Metropolitan Emergency Communications Agency in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Metropolitan Emergency Communications Agency Fund for 1997 (County Auditor) shall consist of all balances at the end of fiscal 1996 available for transfer into said fund from the City Controller, and all fees, charges, miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency and the portion of County Option Income taxes allocated to such purposes, all of which does not involve a property tax levy for said fund.

(b) The Metropolitan Emergency Communications Agency, Indianapolis Emergency Telephone System Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, Enhanced 9-1-1 fees and interest allocated to the Metropolitan Emergency Communications Agency, all of which does not involve a property tax levy for said fund.

(c) The Metropolitan Emergency Communications Agency Sinking Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency Sinking Fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation) by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation), as assessed and returned for taxation in said District for the year 1996, payable in 1997, a tax rate of three and forty-six hundredths cents (\$.0346) for Metropolitan Emergency Communications Agency Sinking Fund on each one hundred dollars (\$100.00) valuation of such district taxable property.

SECTION 6. The budget of said taxing district shall be funded with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
County Option Income Tax	1,000,000	2,000,000
ALL OTHER REVENUE		
E-911 Telephone Charges	228,467	253,467
Reimbursements	42,500	50,000
Miscellaneous	-0-	7,777
Interest	<u>62,000</u>	<u>100,000</u>
TOTAL	1,332,967	2,411,244

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY, INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Charges For Services	845,916	1,684,688
ALL OTHER REVENUE		
Miscellaneous	<u>17,000</u>	<u>34,000</u>
TOTAL	862,916	1,718,688

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY, METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	178,618	349,241
Miscellaneous	<u>4,000</u>	<u>7,500</u>
TOTAL	182,618	356,741

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
 1997 NET ASSESSED VALUATION \$8,408,250,827
 1996 BILLED NET ASSESSED VALUATION \$8,394,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	2,528,599	2,528,599
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,761,252	1,761,252
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,761,252	1,761,252
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,332,967	1,332,967
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,332,967	1,332,967
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,100,314	2,100,314
10. Total budget estimate for January 1 to December 31 of incoming year	2,857,747	2,873,596
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,411,244	2,411,244
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-

September 30, 1996

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,653,811	1,637,962
14. Estimated December 31 cash balance, of incoming year	1,653,811	1,637,962
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY,
INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND
 1997 NET ASSESSED VALUATION \$8,408,250,827
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	703,856	703,856
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,034,120	1,034,120
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,034,120	
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	862,916	862,916
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	862,916	862,916
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	532,652	532,652
10. Total budget estimate for January 1 to December 31 of incoming year	1,683,450	1,683,450
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,718,688	1,718,688
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	802,676	802,676
14. Estimated December 31 cash balance, of incoming year	802,676	802,676
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
 1997 NET ASSESSED VALUATION \$8, 408,250,827
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	43,919	43,919
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,513,000	1,513,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,513,000	1,513,000
6. Remaining property taxes to be collected present year	1,426,920	1,426,920
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	182,618	182,618
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,619,538	1,619,538
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	140,456	140,457
10. Total budget estimate for January 1 to December 31 of incoming year	3,049,300	3,049,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	356,741	356,741
12. Property tax to be raised from January 1 to December 31 of incoming year	2,853,840	2,909,255
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	301,737	357,153
14. Estimated December 31 cash balance, of incoming year	301,737	357,153
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0346	0.0346
Proposed tax rate for incoming year	0.0346	0.0346
FUND	AMOUNT TO BE RAISED	LEVY ON PROPERTY
Metropolitan Emergency Communications Agency	-0-	0.0000
Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System	-0-	0.0000
Metropolitan Emergency Communications Agency Sinking	<u>2,909,255</u>	<u>0.0346</u>
TOTAL	2,909,255	0.0346

SECTION 7. The City Controller shall distribute to the public safety dispatch agencies listed below from the Indianapolis Emergency Telephone System Fund based on actual receipts received from Indiana Bell,

only the incremental fees resulting from the increase adopted November 23, 1992 by the City-County Council. Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%
Indianapolis Fire	18.08%
Marion County Sheriff	22.10%
City of Lawrence	5.56%
City of Beech Grove	3.02%
Town of Speedway	2.95%
Wayne Township	4.83%

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and she is hereby ordered and directed to collect the same for the Metropolitan Emergency Communications Agency of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

Councillor Short asked for consent to allow Judge Steven Eichholtz to make a statement on behalf of the Marion County Judiciary before voting on Proposal No. 548, 1996. Consent was given. Judge Eichholtz stated that the Judiciary had requested several non-guideline items that had not been approved and addressed this year. He listed those requests which had been denied: 1) \$90,554 for a full-time court for Judge Steve Frank, 2) \$128,855 to bring Judge Taylor Baker to a full-time status, 3) \$142,670 for a Financial Controller to the Court Administration staff, 4) \$58,500 to add a Human Relations Office to the Court Administrator's staff, 5) \$51,918 for security staffing for metal detectors servicing the drug and domestic violence courts, 6) \$999,486 for additional probation officers to reach State minimum workload schedules, 7) \$645,548 to bring probation officers to State staffing salary levels, and 8) to eliminate using User Fees to fund probation in the amount of \$1,044,114. Councillor Dowden stated that reasons for denial of these requests had been addressed in Committee reports.

PROPOSAL NO. 548, 1996. The proposal is the annual budget for Indianapolis and Marion County for 1997. Combined Committee Report Summary recommends adoption of 1997 budgets of: \$248,730,886 for city departments and \$163,897,161 for county agencies. The President stated that there are some amendments to be offered, and the Council would hear those first.

Councillor Moriarty Adams made the following motion:

Mr President:

I move to divide the question on the adoption of Proposal No. 548, 1996 by voting on the budgets as follows:

Question 1 - The appropriation of \$2,150,000 from the City Cumulative Capital Development Fund for the Police Division of the Department of Public Safety (p. 17 of Proposal No. 548, 1996).

Question 2 - The appropriation of \$1,600,000 from the City Cumulative Capital Development Fund for the Fire Division of the Department of Public Safety (p. 17 of Proposal No. 548, 1996).

Question 3 - The appropriation of \$91,884,000 in Section 1.01 (k) for the Department of Public Works (pp. 12-14 of Proposal No. 548, 1996).

Question 4 - The balance of Proposal No. 548, 1996.

Councillor Dowden asked the reason for this motion. Councillor Moriarty Adams stated that she made this motion on behalf of herself and Councillors Moores, Gray, and Tilford who wished to be excused from voting on certain aspects of the budget in order to avoid the appearance of a conflict of interest.

Councillor Golc asked if there was a precedent for this type of motion. The President stated that similar motions had been made in the past.

Councillor Boyd asked if he could offer a motion pertaining to Proposal No. 584, 1996 to be voted on before Councillor Moriarty Adams' motion. He explained that Councillor Moriarty Adams' motion would be affected by his motion. Parliamentarian Robert Elrod stated that it would be appropriate to vote on Councillor Boyd's motion first.

Councillor Boyd made the following motion:

Mr. President:

Based upon the statement made by the Mayor in his August 5, 1996 budget introduction address that the city has a \$92,000,000 unallocated fund balance, and also based upon the figures on pages 10 and 11 of the introduced proposal budget which show a fund balance of \$93,207,092, I move that Proposal No. 548, 1996 be amended by lowering the property tax rate in Indianapolis by 10%.

Councillor Golc seconded the motion, and stated that he felt taxes should not be raised when the budget contained unappropriated surplus funds. He provided a handout of original, revised, and actual budget numbers, and asked James Steele, City Controller, to explain why actual numbers were different from year to year. Mr. Steele stated that actual numbers fluctuated due to additional appropriations after the passage of original budgets. Councillor Golc stated that he had other questions regarding the figures he had presented. The President stated that Councillor Golc might meet with Mr. Steele privately to resolve these issues and report his findings at the next Council meeting.

Councillor McClamroch stated that Councillor Boyd's proposal amendment was a significant issue, but that he was opposed to the amendment due to two specific reasons. He stated that in the 29 Committee budget hearings, no 10% budget reduction was recommended, and that deciding where these reductions would fall would become the responsibility of the Mayor instead of the Council. He stated that the other reason he was against this amendment was that the Council has already been efficient in reducing the budget drastically over the past five years, and that the surplus fund balances were primarily realized in Public Works, and the rest of the departments and agencies were operating at steady fund balance levels.

Councillor Boyd stated that he based his amendment to Proposal No. 548, 1996 on the figures presented to the Council in Mayor Goldsmith's statement on August 5, 1996 that such a surplus did indeed exist.

Councillor Borst stated that the Economic Development Committee met on September 4, 1996 to discuss City and County revenue, and that page seven of the minutes addressed this specific issue of fund balances, where 60% of the surplus is realized in Solid Waste.

The President called for a vote on Councillor Boyd's motion to amend. The motion failed on the following roll call vote; viz:

10 YEAS: Black, Boyd, Brents, Golc, Gray, Jones, Moriarty Adams, Short, Talley, Williams
18 NAYS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin,
Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith,
Tilford
1 ABSENT: Gilmer

The President called for any further motions that would affect Councillor Moriarty Adams' motion to divide the question.

Councillor Franklin made the following two motions:

Mr. President:

I move to amend Proposal No. 548, 1996, Combined Committee Report, specifically Section 1.02 (dd), Cooperative Extension Service, by reducing "Character 03, Other Services and Charges" by \$26,000 to \$612,851, and making appropriate mathematical adjustments to the totals.

and

I move to amend Proposal No. 548, 1996, Combined Committee Report, specifically Section 1.02 (dd), Cooperative Extension Service, by reducing "Character 02, Supplies" by \$6,000 to \$38,452, and making appropriate mathematical adjustments to the totals.

Councillor Schneider seconded the two motions, and they passed by a unanimous voice vote.

Councillor Williams moved to amend Proposal No. 548, 1996 to put the budgetary control of the Internal Audit Organization within the City-County Council. Councillor Short seconded the motion. Councillor Williams referred to Proposal No. 647, 1996, which had been introduced this evening.

The President stated that there was no entity set-up within the Council budget into which to transfer these funds. The Parliamentarian stated that until Proposal No. 647, 1996 had been adopted, the money could be put into the Council budget, but would not be able to be appropriated until 1998's budget went into effect. He stated that without the adoption of Proposal No. 647, 1996, this amendment would be useless. Councillor McClamroch stated that funding was already in the budget for three audit positions within the Council to allow the Council to perform the auditing functions with which Councillor Williams is concerned. He added that if Councillor William's amendment was accepted, an important function of local government would remain unfunded in 1997. The President stated that the Audit Division, while in the Mayor's Office, reported to the Council, and every audit report was available to any Council member. He added that any Councillor could ask the Council's Audit Board representative to audit any activity. Councillor Williams withdrew her motion to amend, and stated that monitoring of the internal auditing function should be re-evaluated and that she hoped Proposal No. 647, 1996 would serve in that capacity.

Councillor Gray seconded Councillor Moriarty Adam's motion to divide the question, and it passed by a unanimous voice vote.

The President stated that there will be four separate votes on Proposal No. 548, 1996:

- Question 1 - The appropriation of \$2,150,000 from the City Cumulative Capital Development Fund for the Police Division of the Department of Public Safety (p. 17 of Proposal No. 548, 1996).
- Question 2 - The appropriation of \$1,600,000 from the City Cumulative Capital Development Fund for the Fire Division of the Department of Public Safety (p. 17 of Proposal No. 548, 1996).
- Question 3 - The appropriation of \$91,884,000 in Section 1.01 (k) for the Department of Public Works (pp. 12-14 of Proposal No. 548, 1996).
- Question 4 - The balance of Proposal No. 548, 1996.

Proposal No. 548, 1996, Question 1, was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Moores, Moriarty Adams
1 ABSENT: Gilmer

Proposal No. 548, 1996, Question 2, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Gray
1 ABSENT: Gilmer

Proposal No. 548, 1996, Question 3, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Williams
0 NAYS:
1 NOT VOTING: Tilford
1 ABSENT: Gilmer

The balance of Proposal No. 548, 1996, as amended, (Question 4), was adopted on the following roll call vote; viz:

18 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford
10 NAYS: Black, Boyd, Brents, Golc, Gray, Jones, Moriarty Adams, Short, Talley, Williams
1 ABSENT: Gilmer

Councillor Moriarty Adams asked to explain her vote. Consent was given. She stated that she had voted against Proposal No. 548, 1996 based on the failure to lower the property tax rate, and that she did not want her vote to have any reflection on the Departments of Capital Asset Management and Public Works, or the other departments which have been very cooperative with her in serving her constituents.

Councillor Dowden thanked all members of the Public Safety and Criminal Justice Committee for their unanimous support of this budget despite the outcome of the final partisan vote.

Councillor McClamroch moved that the City Controller, County Auditor, and Council Staff working together be authorized to make whatever technical corrections are necessary in the various budget proposals heard this evening. Councillor Boyd seconded the motion, and it passed by a unanimous voice vote.

Councillor Black stated that he also appreciated the cooperation of the Department of Capital Asset Management, despite his negative vote, and that he wanted to publicly thank Mr. Henneke.

Proposal No. 548, 1996, as amended, was retitled FISCAL ORDINANCE NO. 94, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 1996

1997 ANNUAL BUDGET AND TAX LEVIES FOR
THE CONSOLIDATED CITY OF INDIANAPOLIS
AND FOR MARION COUNTY, INDIANA

A FISCAL ORDINANCE adopting the City-County Annual Budget for 1997, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1997, and ending December 31, 1997, establishing the method of financing such expenses by allocating anticipated revenues and expenses, establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County, and levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1997.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ARTICLE ONE
ANNUAL BUDGET AND TAX LEVIES
OF THE CONSOLIDATED CITY OF INDIANAPOLIS

Section 1.01. Consolidated City Appropriations for 1997.

For the expenses of government of the Consolidated City of Indianapolis and its departments, divisions, officials, special taxing districts, and institutions for the fiscal year beginning January 1, 1997, and ending December 31, 1997, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in Section 2.01), namely the Consolidated County Fund, Federal Grants Fund, State Grants Fund, Redevelopment General Fund, Sanitation Liquid Waste Fund, Solid Waste Disposal Fund, State of Indiana Grants, Flood Control General Fund, Maintenance Operations General Fund, Transportation General Fund, Parking Meter Fund, Park General Fund, City Cumulative Capital Development Fund, and Consolidated County Cumulative Capital Development Fund for the purposes herein specified, subject to the laws governing the same.

The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) OFFICE OF THE MAYOR	CONSOLIDATED COUNTY FUND	
1. Personal Services	953,934	953,934
2. Supplies	6,000	6,000
3. Other Services and Charges	167,779	167,779
4. Capital Outlay	0	0
5. Internal Charges	<u>2,500</u>	<u>2,500</u>
TOTAL	1,130,213	1,130,213
(b) INTERNAL AUDIT	CONSOLIDATED COUNTY FUND	
1. Personal Services	500,240	500,240
2. Supplies	5,100	5,100
3. Other Services and Charges	69,477	69,477
4. Capital Outlay	13,900	13,900
5. Internal Charges	<u>1,100</u>	<u>1,100</u>
TOTAL	589,817	589,817
(c) CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,079,066	1,079,066
2. Supplies	17,888	17,888
3. Other Services and Charges	512,841	512,841
4. Capital Outlay	32,498	32,498
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	1,642,293	1,642,293
(d) CABLE COMMUNICATIONS AGENCY	CONSOLIDATED COUNTY FUND	
1. Personal Services	444,256	444,256
2. Supplies	27,525	27,525
3. Other Services and Charges	223,260	223,260
4. Capital Outlay	107,880	107,880
5. Internal Charges	<u>3,250</u>	<u>3,250</u>
TOTAL	806,171	806,171
(e) OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,808,254	1,808,254
2. Supplies	13,002	13,002
3. Other Services and Charges	1,084,669	1,084,669
4. Capital Outlay	91,268	91,268
5. Internal Charges	<u>-869,597</u>	<u>-869,597</u>
TOTAL	2,127,596	2,127,596

(f) COLLECTION DIVISION		CONSOLIDATED COUNTY FUND	
1.	Personal Services	304,313	304,313
2.	Supplies	21,020	21,020
3.	Other Services and Charges	522,996	522,996
4.	Capital Outlay	53,000	53,000
5.	Internal Charges	<u>0</u>	<u>0</u>
	TOTAL	901,329	901,329
(g) OFFICE OF THE CONTROLLER		CONSOLIDATED COUNTY FUND	
1.	Personal Services	1,616,219	1,616,219
2.	Supplies	31,702	31,702
3.	Other Services and Charges	2,314,176	2,314,176
4.	Capital Outlay	45,800	45,800
5.	Internal Charges	<u>5,800</u>	<u>5,800</u>
	TOTAL	4,013,697	4,013,697
OFFICE OF THE CONTROLLER		SANITATION LIQUID WASTE FUND	
1.	Personal Services	0	0
2.	Supplies	0	0
3.	Other Services and Charges	4,400,000	4,400,000
4.	Capital Outlay	0	0
5.	Internal Charges	<u>0</u>	<u>0</u>
	TOTAL	4,400,000	4,400,000
(h) PURCHASING DIVISION		CONSOLIDATED COUNTY FUND	
1.	Personal Services	676,708	676,708
2.	Supplies	10,870	10,870
3.	Other Services and Charges	750,628	750,628
4.	Capital Outlay	22,550	22,550
5.	Internal Charges	<u>0</u>	<u>0</u>
	TOTAL	1,460,756	1,460,756
(i) DEPARTMENT OF ADMINISTRATION		CONSOLIDATED COUNTY FUND	
Administrative Services Division			
1.	Personal Services	1,511,083	1,511,083
2.	Supplies	29,700	29,700
3.	Other Services and Charges	1,061,581	1,061,581
4.	Capital Outlay	83,100	83,100
5.	Internal Charges	<u>-688,301</u>	<u>-688,301</u>
	TOTAL	1,997,163	1,997,163
DEPARTMENT OF ADMINISTRATION		CONSOLIDATED COUNTY FUND	
Human Resources Division			
1.	Personal Services	1,000,876	1,000,876
2.	Supplies	16,537	16,537
3.	Other Services and Charges	527,443	527,443
4.	Capital Outlay	17,760	17,760
5.	Internal Charges	<u>-264,300</u>	<u>-264,300</u>
	TOTAL	1,298,316	1,298,316

DEPARTMENT OF ADMINISTRATION Real Estate Division		CONSOLIDATED COUNTY FUND
1. Personal Services	99,923	99,923
2. Supplies	2,800	2,800
3. Other Services and Charges	21,470	21,470
4. Capital Outlay	0	0
5. Internal Charges	<u>1,800</u>	<u>1,800</u>
TOTAL	125,993	125,993

DEPARTMENT OF ADMINISTRATION Equal Opportunity Division		CONSOLIDATED COUNTY FUND
1. Personal Services	271,882	271,882
2. Supplies	5,500	5,500
3. Other Services and Charges	120,205	120,205
4. Capital Outlay	3,165	3,165
5. Internal Charges	<u>800</u>	<u>800</u>
TOTAL	401,552	401,552

DEPARTMENT OF ADMINISTRATION Indianapolis Fleet Services Division		CONSOLIDATED COUNTY FUND
1. Personal Services	3,407,300	3,407,300
2. Supplies	5,765,900	5,765,900
3. Other Services and Charges	3,445,600	3,445,600
4. Capital Outlay	172,200	172,200
5. Internal Charges	<u>-10,388,900</u>	<u>-10,388,900</u>
TOTAL	2,402,100	2,402,100

(j)	DEPARTMENT OF METROPOLITAN DEVELOPMENT Neighborhood Services Division	FEDERAL GRANTS FUND
1. Personal Services	102,553	102,553
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	102,553	102,553

DEPARTMENT OF METROPOLITAN DEVELOPMENT Planning Division		CONSOLIDATED COUNTY FUND
1. Personal Services	532,698	532,698
2. Supplies	17,600	17,600
3. Other Services and Charges	464,558	464,558
4. Capital Outlay	45,200	45,200
5. Internal Charges	<u>-931,943</u>	<u>-931,943</u>
TOTAL	128,113	128,113

DEPARTMENT OF METROPOLITAN DEVELOPMENT CONSOLIDATED COUNTY FUND Neighborhood Service Division		
1. Personal Services	1,174,983	1,174,983
2. Supplies	17,555	17,555
3. Other Services and Charges	409,487	409,487
4. Capital Outlay	23,685	23,685
5. Internal Charges	<u>-254,621</u>	<u>-254,621</u>
TOTAL	1,371,089	1,371,089
DEPARTMENT OF METROPOLITAN DEVELOPMENT FEDERAL GRANTS FUND Planning Division		
1. Personal Services	963,470	963,470
2. Supplies	15,839	15,839
3. Other Services and Charges	1,925,930	1,925,930
4. Capital Outlay	37,899	37,899
5. Internal Charges	<u>2,400</u>	<u>2,400</u>
TOTAL	2,945,538	2,945,538
DEPARTMENT OF METROPOLITAN DEVELOPMENT TRANSPORTATION Planning Division GENERAL FUND		
1. Personal Services	58,029	58,029
2. Supplies	760	760
3. Other Services and Charges	170,702	170,702
4. Capital Outlay	2,800	2,800
5. Internal Charges	<u>600</u>	<u>600</u>
TOTAL	232,891	232,891
DEPARTMENT OF METROPOLITAN DEVELOPMENT CONSOLIDATED COUNTY FUND Historic Preservation Commission		
1. Personal Services	51,473	51,473
2. Supplies	882	882
3. Other Services and Charges	34,978	34,978
4. Capital Outlay	3,190	3,190
5. Internal Charges	<u>2,500</u>	<u>2,500</u>
TOTAL	93,023	93,023
DEPARTMENT OF PUBLIC SAFETY FEDERAL GRANTS FUND Police Division		
1. Personal Services	1,719,812	1,719,812
2. Supplies	29,661	29,661
3. Other Services and Charges	320,858	320,858
4. Capital Outlay	164,166	164,166
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	2,234,224	2,234,224

DEPARTMENT OF METROPOLITAN DEVELOPMENT Historic Preservation Commission		FEDERAL GRANTS FUND
1. Personal Services	120,099	120,099
2. Supplies	2,059	2,059
3. Other Services and Charges	46,250	46,250
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	168,408	168,408

DEPARTMENT OF METROPOLITAN DEVELOPMENT Administrative Services Division		CONSOLIDATED COUNTY FUND
1. Personal Services	305,571	305,571
2. Supplies	5,661	5,661
3. Other Services and Charges	346,842	346,842
4. Capital Outlay	11,600	11,600
5. Internal Charges	<u>11,000</u>	<u>11,000</u>
TOTAL	680,674	680,674

DEPARTMENT OF METROPOLITAN DEVELOPMENT Administrative Services Division		REDEVELOPMENT GENERAL FUND
1. Personal Services	150,769	150,769
2. Supplies	2,714	2,714
3. Other Services and Charges	58,254	58,254
4. Capital Outlay	0	0
5. Internal Charges	<u>742</u>	<u>742</u>
TOTAL	212,479	212,479

DEPARTMENT OF METROPOLITAN DEVELOPMENT Administrative Services Division		FEDERAL GRANTS FUND
1. Personal Services	249,348	249,348
2. Supplies	4,434	4,434
3. Other Services and Charges	3,433,392	3,433,392
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	3,687,174	3,687,174

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development and Human Services		CONSOLIDATED COUNTY FUND
1. Personal Services	169,429	169,429
2. Supplies	1,250	1,250
3. Other Services and Charges	1,969,255	1,969,255
4. Capital Outlay	1,000	1,000
5. Internal Charges	<u>15,000</u>	<u>15,000</u>
TOTAL	2,155,934	2,155,934

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development and Human Services		REDEVELOPMENT GENERAL FUND
1. Personal Services	67,705	67,705
2. Supplies	3,875	3,875
3. Other Services and Charges	917,845	917,845
4. Capital Outlay	4,500	4,500
5. Internal Charges	<u>20,000</u>	<u>20,000</u>
TOTAL	1,013,925	1,013,925

September 30, 1996

DEPARTMENT OF METROPOLITAN DEVELOPMENT Division of Community Development and Human Services		FEDERAL GRANTS FUND
1. Personal Services	526,835	526,835
2. Supplies	4,705	4,705
3. Other Services and Charges	13,839,684	13,839,684
4. Capital Outlay	506,500	506,500
5. Internal Charges	<u>240</u>	<u>240</u>
TOTAL	14,877,964	14,877,964

DEPARTMENT OF METROPOLITAN DEVELOPMENT Permits Division		CONSOLIDATED COUNTY FUND
1. Personal Services	1,901,783	1,901,783
2. Supplies	40,745	40,745
3. Other Services and Charges	846,032	846,032
4. Capital Outlay	249,970	249,970
5. Internal Charges	<u>1,460,359</u>	<u>1,460,359</u>
TOTAL	4,498,889	4,498,889

DEPARTMENT OF METROPOLITAN DEVELOPMENT Permits Division		FEDERAL GRANTS FUND
1. Personal Services	129,748	129,748
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	129,748	129,748

(k)	DEPARTMENT OF PUBLIC WORKS Administration	CONSOLIDATED COUNTY FUND	
1.	Personal Services	708,955	708,955
2.	Supplies	108,548	108,548
3.	Other Services and Charges	2,538,396	2,538,396
4.	Capital Outlay	225,047	225,047
5.	Internal Charges	<u>-3,160,946</u>	<u>-3,160,946</u>
	TOTAL	420,000	420,000

DEPARTMENT OF PUBLIC WORKS Administration		FEDERAL GRANTS FUND
1. Personal Services	0	0
2. Supplies	2,500	2,500
3. Other Services and Charges	97,500	97,500
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	100,000	100,000

DEPARTMENT OF PUBLIC WORKS Contract Compliance Division		CONSOLIDATED COUNTY FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,065,000	1,065,000
4. Capital Outlay	0	0
5. Internal Charges	<u>50,000</u>	<u>50,000</u>
TOTAL	1,115,000	1,115,000

DEPARTMENT OF PUBLIC WORKS Contract Compliance Division		SANITATION LIQUID WASTE FUND
1. Personal Services	524,178	524,178
2. Supplies	11,900	11,900
3. Other Services and Charges	29,273,524	29,273,524
4. Capital Outlay	22,200	22,200
5. Internal Charges	<u>2,258,549</u>	<u>2,258,549</u>
TOTAL	32,090,351	32,090,351

DEPARTMENT OF PUBLIC WORKS Contract Compliance Division		FLOOD GENERAL FUND
1. Personal Services	170,149	170,149
2. Supplies	5,000	5,000
3. Other Services and Charges	300,144	300,144
4. Capital Outlay	250	250
5. Internal Charges	<u>10,132</u>	<u>10,132</u>
TOTAL	485,675	485,675

DEPARTMENT OF PUBLIC WORKS Contract Compliance Division		TRANSPORTATION GENERAL FUND
1. Personal Services	81,679	81,679
2. Supplies	684	684
3. Other Services and Charges	882,579	882,579
4. Capital Outlay	0	0
5. Internal Charges	<u>51,750</u>	<u>51,750</u>
TOTAL	1,016,692	1,016,692

DEPARTMENT OF PUBLIC WORKS Contract Compliance Division		SOLID WASTE DISPOSAL FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	146,500	146,500
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	146,500	146,500

September 30, 1996

DEPARTMENT OF PUBLIC WORKS Solid Waste Management Division		SOLID WASTE DISPOSAL FUND
1. Personal Services	485,618	485,618
2. Supplies	99,159	99,159
3. Other Services and Charges	7,181,698	7,181,698
4. Capital Outlay	202,000	202,000
5. Internal Charges	<u>710,366</u>	<u>710,366</u>
TOTAL	8,678,841	8,678,841
DEPARTMENT OF PUBLIC WORKS Maintenance Operations Division		MAINTENANCE OPERATIONS GENERAL FUND
1. Personal Services	13,344,971	13,344,971
2. Supplies	3,170,807	3,170,807
3. Other Services and Charges	2,148,299	2,148,299
4. Capital Outlay	2,015,063	2,015,063
5. Internal Charges	<u>3,606,035</u>	<u>3,606,035</u>
TOTAL	24,285,175	24,285,175
DEPARTMENT OF PUBLIC WORKS Maintenance Operations Division		PARKING FUND
1. Personal Services	208,333	208,333
2. Supplies	8,400	8,400
3. Other Services and Charges	58,500	58,500
4. Capital Outlay	87,700	87,700
5. Internal Charges	<u>87,070</u>	<u>87,070</u>
TOTAL	450,003	450,003
DEPARTMENT OF PUBLIC WORKS Environmental Resources Management Division		CONSOLIDATED COUNTY FUND
1. Personal Services	1,103,948	1,103,948
2. Supplies	52,350	52,350
3. Other Services and Charges	341,850	341,850
4. Capital Outlay	77,936	77,936
5. Internal Charges	<u>253,002</u>	<u>253,002</u>
TOTAL	1,829,086	1,829,086
DEPARTMENT OF PUBLIC WORKS Environmental Resources Management Division		SANITATION LIQUID WASTE FUND
1. Personal Services	693,938	693,938
2. Supplies	33,000	33,000
3. Other Services and Charges	730,661	730,661
4. Capital Outlay	19,200	19,200
5. Internal Charges	<u>-51,703</u>	<u>-51,703</u>
TOTAL	1,425,096	1,425,096

(1) DEPARTMENT OF CAPITAL ASSET MANAGEMENT Finance and Administration Division		TRANSPORTATION GENERAL FUND
1. Personal Services	1,840,919	1,840,919
2. Supplies	182,560	182,560
3. Other Services and Charges	2,123,696	2,123,696
4. Capital Outlay	324,905	324,905
5. Internal Charges	<u>-3,732,027</u>	<u>-3,732,027</u>
TOTAL	740,053	740,053
DEPARTMENT OF CAPITAL ASSET MANAGEMENT Finance and Administration Division		STATE OF INDIANA GRANTS
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	10,164,204	10,164,204
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	10,164,204	10,164,204
DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		CONSOLIDATED COUNTY FUND
1. Personal Services	1,688,732	1,688,732
2. Supplies	25,000	25,000
3. Other Services and Charges	991,637	991,637
4. Capital Outlay	212,041	212,041
5. Internal Charges	<u>202,976</u>	<u>202,976</u>
TOTAL	3,120,386	3,120,386
DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		SANITATION LIQUID WASTE FUND
1. Personal Services	1,358,845	1,358,845
2. Supplies	28,827	28,827
3. Other Services and Charges	710,880	710,880
4. Capital Outlay	4,104,795	4,104,795
5. Internal Charges	<u>1,011,022</u>	<u>1,011,022</u>
TOTAL	7,214,369	7,214,369
DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		SOLID WASTE DISPOSAL FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	2,000,000	2,000,000
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	2,000,000	2,000,000

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DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		FLOOD GENERAL FUND
1. Personal Services	280,942	280,942
2. Supplies	4,200	4,200
3. Other Services and Charges	29,350	29,350
4. Capital Outlay	3,000	3,000
5. Internal Charges	<u>212,951</u>	<u>212,951</u>
TOTAL	530,443	530,443

DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		TRANSPORTATION GENERAL FUND
1. Personal Services	1,846,399	1,846,399
2. Supplies	39,755	39,755
3. Other Services and Charges	7,329,625	7,329,625
4. Capital Outlay	12,531,059	12,531,059
5. Internal Charges	<u>2,647,098</u>	<u>2,647,098</u>
TOTAL	24,393,936	24,393,936

DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		PARKING METER FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	546,000	546,000
4. Capital Outlay	1,063,543	1,063,543
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	1,609,543	1,609,543

DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	300,000	300,000
4. Capital Outlay	5,100,000	5,100,000
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	5,400,000	5,400,000

DEPARTMENT OF CAPITAL ASSET MANAGEMENT Asset Management Division		CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	290,000	290,000
4. Capital Outlay	4,210,000	4,210,000
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	4,500,000	4,500,000

DEPARTMENT OF CAPITAL ASSET MANAGEMENT Parking Management Division		PARKING METER FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	0	0
(m) DEPARTMENT OF PUBLIC SAFETY Administration		CONSOLIDATED COUNTY FUND
1. Personal Services	400,078	400,078
2. Supplies	3,330	3,330
3. Other Services and Charges	83,638	83,638
4. Capital Outlay	6,100	6,100
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	493,146	493,146
DEPARTMENT OF PUBLIC SAFETY Emergency Management Planning Division		CONSOLIDATED COUNTY FUND
1. Personal Services	164,341	164,341
2. Supplies	5,870	5,870
3. Other Services and Charges	122,281	122,281
4. Capital Outlay	37,668	37,668
5. Internal Charges	<u>10,400</u>	<u>10,400</u>
TOTAL	340,560	340,560
DEPARTMENT OF PUBLIC SAFETY Emergency Management Planning Division		CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	0	0
DEPARTMENT OF PUBLIC SAFETY Police Division		CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	2,150,000	2,150,000
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	2,150,000	2,150,000

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DEPARTMENT OF PUBLIC SAFETY Fire Division		CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	1,600,000	1,600,000
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	1,600,000	1,600,000

DEPARTMENT OF PUBLIC SAFETY Weights and Measures Division		CONSOLIDATED COUNTY FUND
1. Personal Services	264,493	264,493
2. Supplies	1,000	1,000
3. Other Services and Charges	20,775	20,775
4. Capital Outlay	20,000	20,000
5. Internal Charges	<u>9,900</u>	<u>9,900</u>
TOTAL	316,168	316,168

DEPARTMENT OF PUBLIC SAFETY Animal Control Division		CONSOLIDATED COUNTY FUND
1. Personal Services	955,707	955,707
2. Supplies	28,300	28,300
3. Other Services and Charges	170,094	170,094
4. Capital Outlay	63,750	63,750
5. Internal Charges	<u>-1,023,351</u>	<u>-1,023,351</u>
TOTAL	194,500	194,500

(n) DEPARTMENT OF PARKS AND RECREATION		PARK GENERAL FUND
1. Personal Services	10,837,772	10,837,772
2. Supplies	1,148,434	1,148,434
3. Other Services and Charges	5,599,481	5,599,481
4. Capital Outlay	1,239,744	1,239,744
5. Internal Charges	<u>1,174,350</u>	<u>1,174,350</u>
TOTAL	19,999,781	19,999,781

DEPARTMENT OF PARKS AND RECREATION		CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	0	0
5. Internal Charges	<u>0</u>	<u>0</u>
TOTAL	0	0

DEPARTMENT OF PARKS AND RECREATION		CITY CUMULATIVE CAPITAL IMPROVEMENT
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	3,300,000	3,300,000
5. Internal Charges	0	0
TOTAL	3,300,000	3,300,000

DEPARTMENT OF PARKS AND RECREATION		FEDERAL GRANTS FUND
1. Personal Services	45,000	45,000
2. Supplies	0	0
3. Other Services and Charges	122,000	122,000
4. Capital Outlay	0	0
5. Internal Charges	0	0
TOTAL	167,000	167,000

Section 1.02. Marion County Appropriations for 1997.

For the expenses of the Marion County government and its institutions for the calendar year beginning January 1, 1997, and ending December 31, 1997, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund, Surveyor's Corner Perpetuation Fund, Supplemental Adult Probation Fees Fund, Juvenile Probation Fees Fund, Guardian Ad Litem Fund, County User Fee Fund, Alcohol and Drug Services Fund, County Extradition Fund, Law Enforcement Fund, Law Enforcement Equitable Share Fund, Supplemental Public Defender Fund, County Recorder's Perpetuation Fund, Information Services Internal Services Fund and Cumulative Capital Development Fund; for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ADMINISTRATOR - Dept. 01	COUNTY GENERAL FUND	
1. Personal Services		
2. Supplies	260	260
3. Other Services and Charges	743,873	743,873
4. Capital Outlay		
TOTAL	744,133	744,133
(b) COUNTY AUDITOR - Dept. 02	COUNTY GENERAL FUND	
1. Personal Services	16,104,174	16,287,532
2. Supplies	24,627	24,627
3. Other Services and Charges	13,318,002	13,407,186
4. Capital Outlay	121,727	1,281,877
TOTAL	29,568,530	31,001,222

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COUNTY AUDITOR		PROPERTY REASSESSMENT FUND
1.	Personal Services	308,907 309,494
2.	Supplies	3,100 3,100
3.	Other Services and Charges	190,752 146,076
4.	Capital Outlay	<u>6,000</u> <u>6,000</u>
	TOTAL	508,759 464,670

COUNTY AUDITOR		COUNTY USER FEE FUND
1.	Personal Services	200,838 203,106
2.	Supplies	<u> </u> <u> </u>
3.	Other Services and Charges	<u> </u> <u> </u>
4.	Capital Outlay	<u> </u> <u> </u>
	TOTAL	200,838 203,106

COUNTY AUDITOR		COUNTY EXTRADITION FUND
1.	Personal Services	6,600 6,675
2.	Supplies	<u> </u> <u> </u>
3.	Other Services and Charges	<u> </u> <u> </u>
4.	Capital Outlay	<u> </u> <u> </u>
	TOTAL	6,600 6,675

COUNTY AUDITOR		LOCAL EMERGENCY PLANNING & RIGHT TO KNOW FUND
1.	Personal Services	<u> </u> <u> </u>
2.	Supplies	<u> </u> <u> </u>
3.	Other Services and Charges	<u>67,500</u> <u>67,500</u>
4.	Capital Outlay	<u> </u> <u> </u>
	TOTAL	67,500 67,500

COUNTY AUDITOR		SURVEYOR'S CORNER PERPETUATION FUND
1.	Personal Services	2,550 2,579
2.	Supplies	<u> </u> <u> </u>
3.	Other Services and Charges	<u> </u> <u> </u>
4.	Capital Outlay	<u> </u> <u> </u>
	TOTAL	2,550 2,579

COUNTY AUDITOR		LAW ENFORCEMENT EQUITABLE SHARE FUND
1.	Personal Services	76,500 77,364
2.	Supplies	<u> </u> <u> </u>
3.	Other Services and Charges	<u> </u> <u> </u>
4.	Capital Outlay	<u> </u> <u> </u>
	TOTAL	76,500 77,364

COUNTY AUDITOR		SUPPLEMENTAL ADULT PROBATION FEES FUND
1. Personal Services	244,631	247,394
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	244,631	247,394

COUNTY AUDITOR		JUVENILE PROBATION FEES FUND
1. Personal Services	6,320	6,391
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	6,320	6,391

COUNTY AUDITOR		LAW ENFORCEMENT FUND
1. Personal Services	8,401	8,496
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	8,401	8,496

COUNTY AUDITOR		ALCOHOL AND DRUG SERVICES FUND
1. Personal Services	47,967	48,745
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	47,967	48,745

(c) COUNTY COMMISSIONERS - Dept. 03		COUNTY GENERAL FUND
1. Personal Services	42,315	43,161
2. Supplies	1,287	1,287
3. Other Services and Charges	33,730	33,730
4. Capital Outlay	<u>2,500</u>	<u>2,500</u>
TOTAL	79,832	80,678

(d) CLERK OF THE CIRCUIT COURT - Dept. 04		COUNTY GENERAL FUND
1. Personal Services	2,135,689	2,177,196
2. Supplies	49,500	49,500
3. Other Services and Charges	1,416,816	1,416,816
4. Capital Outlay	<u>40,000</u>	<u>40,000</u>
TOTAL	3,642,005	3,683,512

(e) COUNTY ELECTION BOARD - Dept. 05		COUNTY GENERAL FUND
1. Personal Services	141,327	144,034
2. Supplies	24,223	24,223
3. Other Services and Charges	212,056	212,056
4. Capital Outlay	<u>28,895</u>	<u>28,895</u>
TOTAL	406,501	409,208
(f) VOTER'S REGISTRATION - Dept. 06		COUNTY GENERAL FUND
1. Personal Services	477,242	486,787
2. Supplies	20,000	20,000
3. Other Services and Charges	85,902	85,902
4. Capital Outlay	<u>303,861</u>	<u>303,861</u>
TOTAL	887,005	896,550
(g) COUNTY CORONER - Dept. 07		COUNTY GENERAL FUND
1. Personal Services	340,386	346,530
2. Supplies	22,180	22,180
3. Other Services and Charges	660,200	660,200
4. Capital Outlay	<u>2,636</u>	<u>2,636</u>
TOTAL	1,025,402	1,031,546
(h) COUNTY RECORDER -Dept. 08		COUNTY GENERAL FUND
1. Personal Services	647,247	679,714
2. Supplies	18,802	18,802
3. Other Services and Charges	243,120	243,120
4. Capital Outlay	<u>6,268</u>	<u>6,268</u>
TOTAL	915,437	947,904
COUNTY RECORDER		COUNTY RECORDER'S PERPETUATION FUND
1. Personal Services		
2. Supplies	<u>5,000</u>	<u>5,000</u>
3. Other Services and Charges	32,640	32,640
4. Capital Outlay	<u>221,408</u>	<u>221,408</u>
TOTAL	259,048	259,048
(i) COUNTY TREASURER - Dept. 09		COUNTY GENERAL FUND
1. Personal Services	797,610	812,355
2. Supplies	23,049	23,049
3. Other Services and Charges	952,025	973,025
4. Capital Outlay	<u>44,500</u>	<u>44,500</u>
TOTAL	1,817,184	1,852,929

(j) COUNTY SURVEYOR - Dept. 10		COUNTY GENERAL FUND
1. Personal Services	320,190	325,598
2. Supplies	8,500	8,500
3. Other Services and Charges	101,182	101,182
4. Capital Outlay	<u>25,142</u>	<u>25,142</u>
TOTAL	455,014	460,422
COUNTY SURVEYOR		SURVEYOR'S CORNER PERPETUATION FUND
1. Personal Services	10,000	10,200
2. Supplies	7,000	7,000
3. Other Services and Charges		
4. Capital Outlay	<u>18,000</u>	<u>18,000</u>
TOTAL	35,000	35,200
(k) COUNTY ASSESSOR - Dept. 15		COUNTY GENERAL FUND
1. Personal Services	344,803	350,587
2. Supplies	5,377	5,377
3. Other Services and Charges	98,206	98,206
4. Capital Outlay	<u>2,716</u>	<u>11,781</u>
TOTAL	451,102	465,951
COUNTY ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	88,862	90,639
2. Supplies	13,500	13,500
3. Other Services and Charges	317,400	317,400
4. Capital Outlay	<u>20,000</u>	<u>20,000</u>
TOTAL	439,762	441,539
(l) CENTER TOWNSHIP ASSESSOR - Dept. 16		COUNTY GENERAL FUND
1. Personal Services	876,557	893,023
2. Supplies	13,735	13,735
3. Other Services and Charges	202,782	202,782
4. Capital Outlay	<u>3,066</u>	<u>8,516</u>
TOTAL	1,096,140	1,118,056
CENTER TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	62,220	63,464
2. Supplies	5,000	5,000
3. Other Services and Charges	10,000	10,000
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	82,220	83,464

(m) DECATUR TOWNSHIP ASSESSOR - Dept. 17		COUNTY GENERAL FUND
1. Personal Services	169,113	171,666
2. Supplies	3,696	3,696
3. Other Services and Charges	53,712	53,712
4. Capital Outlay	<u>2,007</u>	<u>10,107</u>
TOTAL	228,528	239,181
DECATUR TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	58,100	59,262
2. Supplies	37,500	37,500
3. Other Services and Charges	379,318	379,318
4. Capital Outlay	<u>60,000</u>	<u>60,000</u>
TOTAL	534,918	536,080
(n) FRANKLIN TOWNSHIP ASSESSOR - Dept. 18		COUNTY GENERAL FUND
1. Personal Services	187,531	190,452
2. Supplies	3,323	3,323
3. Other Services and Charges	89,492	89,492
4. Capital Outlay	<u> </u>	<u>3,950</u>
TOTAL	280,346	287,217
FRANKLIN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	51,000	52,020
2. Supplies	300	300
3. Other Services and Charges	2,800	2,800
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	59,100	60,120
(o) LAWRENCE TOWNSHIP ASSESSOR - Dept. 19		COUNTY GENERAL FUND
1. Personal Services	274,060	278,611
2. Supplies	6,600	6,600
3. Other Services and Charges	103,368	103,368
4. Capital Outlay	<u> </u>	<u>12,405</u>
TOTAL	384,028	400,984
LAWRENCE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	142,800	145,656
2. Supplies	500	500
3. Other Services and Charges	11,200	11,200
4. Capital Outlay	<u>12,000</u>	<u>12,000</u>
TOTAL	166,500	169,356

(p) PERRY TOWNSHIP ASSESSOR - Dept. 20		COUNTY GENERAL FUND
1. Personal Services	266,504	270,904
2. Supplies	5,705	5,705
3. Other Services and Charges	92,055	92,055
4. Capital Outlay	<u>3,467</u>	<u>40,662</u>
TOTAL	367,731	409,326
PERRY TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	145,860	148,567
2. Supplies	6,400	6,400
3. Other Services and Charges	19,000	19,000
4. Capital Outlay	<u>28,000</u>	<u>28,000</u>
TOTAL	199,260	201,967
(q) PIKE TOWNSHIP ASSESSOR - Dept. 21		COUNTY GENERAL FUND
1. Personal Services	276,250	280,845
2. Supplies	4,283	4,283
3. Other Services and Charges	116,053	116,053
4. Capital Outlay	<u> </u>	<u>21,740</u>
TOTAL	396,586	422,921
PIKE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	100,256	102,261
2. Supplies	2,249	2,249
3. Other Services and Charges	19,000	19,000
4. Capital Outlay	<u>7,000</u>	<u>7,000</u>
TOTAL	128,505	130,510
(r) WARREN TOWNSHIP ASSESSOR - Dept. 22		COUNTY GENERAL FUND
1. Personal Services	349,432	355,387
2. Supplies	7,825	7,825
3. Other Services and Charges	145,241	145,241
4. Capital Outlay	<u>4,387</u>	<u>16,177</u>
TOTAL	506,885	524,630
WARREN TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	135,152	137,855
2. Supplies	15,215	15,215
3. Other Services and Charges	18,500	18,500
4. Capital Outlay	<u>3,500</u>	<u>3,500</u>
TOTAL	172,367	175,070

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(s) WASHINGTON TOWNSHIP ASSESSOR - Dept. 23		COUNTY GENERAL FUND
1. Personal Services	468,195	476,525
2. Supplies	7,420	7,420
3. Other Services and Charges	123,835	123,835
4. Capital Outlay		<u>66,405</u>
TOTAL	<u>599,450</u>	674,185
WASHINGTON TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	144,839	147,736
2. Supplies	3,300	3,300
3. Other Services and Charges	38,075	38,075
4. Capital Outlay	<u>11,760</u>	<u>11,760</u>
TOTAL	197,974	200,871
(t) WAYNE TOWNSHIP ASSESSOR - Dept. 24		COUNTY GENERAL FUND
1. Personal Services	426,020	433,507
2. Supplies	3,477	3,477
3. Other Services and Charges	157,450	157,450
4. Capital Outlay		<u>13,830</u>
TOTAL	<u>586,947</u>	608,264
WAYNE TOWNSHIP ASSESSOR		PROPERTY REASSESSMENT FUND
1. Personal Services	159,271	162,456
2. Supplies	8,373	8,373
3. Other Services and Charges	48,738	48,738
4. Capital Outlay	<u>21,556</u>	<u>21,556</u>
TOTAL	237,938	241,123
(u) MARION COUNTY PUBLIC DEFENDER AGENCY - Dept. 29		COUNTY GENERAL FUND
1. Personal Services	1,843,292	1,880,158
2. Supplies	30,078	30,078
3. Other Services and Charges	2,952,058	2,952,058
4. Capital Outlay	<u>35,000</u>	<u>35,000</u>
TOTAL	4,860,428	4,897,294
MARION COUNTY PUBLIC DEFENDER AGENCY		PRE-TRIAL DIVERSION PROGRAM FUND
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	_____	_____
4. Capital Outlay	_____	_____
TOTAL	_____	_____

MARION COUNTY PUBLIC DEFENDER AGENCY		SUPPLEMENTAL PUBLIC DEFENDER FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	358,840	358,840
4. Capital Outlay		
TOTAL	358,840	358,840
(v) PROSECUTING ATTORNEY - Dept. 30		COUNTY GENERAL FUND
1. Personal Services	3,362,851	3,430,108
2. Supplies	68,600	68,600
3. Other Services and Charges	1,065,886	1,090,261
4. Capital Outlay	22,000	22,000
TOTAL	4,519,337	4,610,969
PROSECUTING ATTORNEY		COUNTY USER FEE FUND
1. Personal Services	750,000	765,000
2. Supplies	15,000	15,000
3. Other Services and Charges	70,000	70,000
4. Capital Outlay	50,000	50,000
TOTAL	885,000	900,000
PROSECUTING ATTORNEY		PRE-TRIAL DIVERSION PROGRAM FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL		
(w) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31		COUNTY GENERAL FUND
1. Personal Services	1,694,300	1,809,786
2. Supplies	68,206	68,206
3. Other Services and Charges	686,741	686,741
4. Capital Outlay	58,947	58,947
TOTAL	2,508,194	2,623,680
(x) FORENSIC SERVICES AGENCY - Dept. - 32		COUNTY GENERAL FUND
1. Personal Services	1,676,676	1,710,209
2. Supplies	161,377	161,377
3. Other Services and Charges	252,269	252,269
4. Capital Outlay	45,000	45,000
TOTAL	2,135,322	2,168,855

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FORENSIC SERVICES AGENCY		LAW ENFORCEMENT FUND
1. Personal Services	32,946	33,605
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL	32,946	33,605
(y) COUNTY SHERIFF - Dept. 33		COUNTY GENERAL FUND
1. Personal Services	32,261,376	32,547,606
2. Supplies	1,657,376	1,657,376
3. Other Services and Charges	12,363,079	12,363,079
4. Capital Outlay	37,150	37,150
TOTAL	46,318,981	46,605,211
COUNTY SHERIFF		COUNTY EXTRADITION FUND
1. Personal Services	25,882	26,400
2. Supplies	7,000	7,000
3. Other Services and Charges	85,797	85,797
4. Capital Outlay		
TOTAL	118,679	119,197
COUNTY SHERIFF		CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	2,173,300	2,201,300
4. Capital Outlay	1,815,000	1,787,000
TOTAL	3,988,300	3,988,300
COUNTY SHERIFF - Dept. 33		SHERIFF'S CONTINUING EDUCATION FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	80,000	80,000
4. Capital Outlay		
TOTAL	80,000	80,000
(z) COMMUNITY CORRECTIONS - Dept. 34		COUNTY GENERAL FUND
1. Personal Services	48,623	49,595
2. Supplies	7,350	7,350
3. Other Services and Charges	1,123,894	1,123,894
4. Capital Outlay	11,990	11,990
TOTAL	1,191,857	1,192,829

(aa) CIRCUIT COURT - Dept. 35		COUNTY GENERAL FUND
1. Personal Services	247,040	251,981
2. Supplies	1,960	1,960
3. Other Services and Charges	53,767	53,767
4. Capital Outlay	<u>1,094</u>	<u>1,094</u>
TOTAL	303,861	308,802
(bb) MARION COUNTY JUSTICE AGENCY - Dept. 37		COUNTY GENERAL FUND
1. Personal Services	988,894	1,008,672
2. Supplies	12,201	12,201
3. Other Services and Charges	605,007	605,007
4. Capital Outlay	<u>7,312</u>	<u>7,312</u>
TOTAL	1,613,414	1,633,192
MARION COUNTY JUSTICE AGENCY		LAW ENFORCEMENT FUND
1. Personal Services		
2. Supplies	<u>30,500</u>	<u>30,500</u>
3. Other Services and Charges	472,432	472,432
4. Capital Outlay	<u>63,700</u>	<u>63,700</u>
TOTAL	566,632	566,632
MARION COUNTY JUSTICE AGENCY		LAW ENFORCEMENT EQUITABLE SHARE FUND
1. Personal Services	300,000	306,000
2. Supplies	91,500	91,500
3. Other Services and Charges	639,406	639,406
4. Capital Outlay	<u>860,300</u>	<u>860,300</u>
TOTAL	1,891,206	1,897,206
MARION COUNTY JUSTICE AGENCY		DRUG FREE COMMUNITY FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	<u>625,673</u>	<u>625,673</u>
4. Capital Outlay		
TOTAL	625,673	625,673
(cc) MARION COUNTY SUPERIOR COURT - Dept. 39		COUNTY GENERAL FUND
1. Personal Services	12,900,730	13,138,855
2. Supplies	707,794	707,794
3. Other Services and Charges	4,718,947	4,718,947
4. Capital Outlay	<u>487,578</u>	<u>487,578</u>
TOTAL	18,815,049	19,053,174

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MARION COUNTY SUPERIOR COURT		ALCOHOL AND DRUG SERVICES FUND
1. Personal Services	270,000	275,400
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL	270,000	275,400
MARION COUNTY SUPERIOR COURT		PRE-TRIAL DIVERSION PROGRAM FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL		
MARION COUNTY SUPERIOR COURT		CUMULATIVE CAPITAL DEVELOPMENT FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	1,588,000	1,588,000
4. Capital Outlay		
TOTAL	1,588,000	1,588,000
MARION COUNTY SUPERIOR COURT		JUVENILE PROBATION FEES FUND
1. Personal Services	24,783	25,279
2. Supplies	10,000	10,000
3. Other Services and Charges	40,000	40,000
4. Capital Outlay	20,000	20,000
TOTAL	94,783	95,279
MARION COUNTY SUPERIOR COURT		COUNTY USER FEES FUND
1. Personal Services	37,601	38,353
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL	37,601	38,355
MARION COUNTY SUPERIOR COURT		GUARDIAN AD LITEM FUND
1. Personal Services		
2. Supplies		
3. Other Services and Charges	60,300	60,300
4. Capital Outlay		
TOTAL	60,300	60,300

MARION COUNTY SUPERIOR COURT		SUPPLEMENTAL ADULT PROBATION FEES FUND
1. Personal Services	959,338	978,525
2. Supplies	100	100
3. Other Services and Charges	44,100	44,100
4. Capital Outlay		
TOTAL	<u>1,003,538</u>	<u>1,022,725</u>
(dd) COOPERATIVE EXTENSION SERVICE - Dept. 81		COUNTY GENERAL FUND
1. Personal Services	195,555	199,466
2. Supplies	38,452	38,452
3. Other Services and Charges	612,851	612,851
4. Capital Outlay	<u>8,411</u>	<u>8,411</u>
TOTAL	<u>855,269</u>	<u>859,180</u>
(ee) MARION COUNTY CHILDREN'S GUARDIAN HOME Dept. 85		COUNTY GENERAL FUND
1. Personal Services	1,042,519	1,063,369
2. Supplies	222,783	222,783
3. Other Services and Charges	162,824	162,824
4. Capital Outlay	<u>2,115</u>	<u>2,115</u>
TOTAL	<u>1,430,241</u>	<u>1,451,091</u>
(ff) INFORMATION SERVICES AGENCY - Dept. 12		INFORMATION SERVICES INTERNAL SERVICES FUND
1. Personal Services	631,720	644,354
2. Supplies	6,000	6,000
3. Other Services and Charges	14,674,801	16,072,045
4. Capital Outlay	<u>12,000</u>	<u>12,000</u>
TOTAL	<u>15,324,521</u>	<u>16,734,399</u>
COUNTY AUDITOR		INFORMATION SERVICES INTERNAL SERVICES FUND
1. Personal Services	181,089	182,908
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL	<u>181,089</u>	<u>182,908</u>

Section 1.03. Appropriations for City Sinking Funds for 1997.

For purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Consolidated City and its special taxing districts, there are hereby appropriated for 1997 the respective sums hereinafter set forth for the respective funds:

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	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) CITY GENERAL SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,599,741	1,599,741
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	1,599,741	1,599,741
(b) REDEVELOPMENT DISTRICT SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	563,575	563,575
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	563,575	563,575
(c) SANITARY DISTRICT SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	15,967,071	15,967,071
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	15,967,071	15,967,071
(d) FLOOD CONTROL DISTRICT SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	3,012,688	3,012,688
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	3,012,688	3,012,688
(e) METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	7,179,654	7,179,654
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	7,179,654	7,179,654
(g) METROPOLITAN PARK DISTRICT SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	2,302,027	2,302,027
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	2,302,027	2,302,027

ARTICLE TWO
MISCELLANEOUS ANNUAL ESTIMATED REVENUES
FOR THE CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 2.01. Allocation and Estimates of the Consolidated City.

To defray the costs of government of the Consolidated City of Indianapolis and its special taxing districts in accordance with the appropriations stated in Sections 1.01 and 1.03 of this ordinance, the anticipated and estimated revenues of the Consolidated City and its special taxing districts are hereby allocated to the respective funds as herein stated; and in accordance with law and such allocations, the revenues, other than property taxes collectible in 1997, the portions of current balances and the revenues from taxation provided by the several levies fixed in Section 7.01 of this ordinance, are allocated to finance the amounts budgeted from each fund.

(a) CONSOLIDATED COUNTY FUND. The Consolidated County Fund for 1997 shall consist of all balances at the end of fiscal 1996 from the City General Fund, the Consolidated County Fund, the Consolidated County-Indianapolis Fleet Service Fund, Consolidated County -Office of Youth and Family Services Fund, Air Pollution Fund, Air Pollution Title V Fund, DPW General Fund, Permits Fund, DMD General Fund, Unsafe Building Fund, Junk Vehicles Fund, Historic Preservation Fund, and IMAGIS Fund, available for transfer into said fund, a portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on alcoholic beverages, cigarettes and inheritances, amounts received for city licenses, Municipal Court fees, Controller's fees, and all other miscellaneous revenues derived from sources connected with the operation of those portions of city government whose appropriations are out of the Consolidated County Fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the county as shown in section 3.01. All monies designated for deposit into either City General Fund or Consolidated County Fund shall be deposited into the Consolidated County Fund, and shall be considered in compliance with the legal requirement for deposits.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CONSOLIDATED COUNTY FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
County Option Income Tax	45,790	203,547
Other Taxes	820,930	1,786,114
State Distributions	0	0
ALL OTHER REVENUE		
Licenses & Permits	3,451,018	8,524,771
Charges for Services	1,357,706	3,468,367
Intergovernmental	2,506,050	3,897,848
Sale and Lease of Property	569,000	43,000
Fees for Service	377,000	1,768,432
Fines and Penalties	67,426	280,405
Miscellaneous	1,158,040	1,300,733
Other Financing	0	0
Intragovernmental	928,546	1,923,100
Transfers- In	1,566,962	5,090,905
Transfers -Out	<u>-2,906,061</u>	<u>-5,692,429</u>
TOTAL	9,942,407	22,594,793

(b) **FEDERAL GRANTS FUND.** The Federal Grant Fund for 1997 shall consist of JTPA Grant Fund, CDBG Grant Fund, HUD Section 108 Fund, Rental Rehabilitation Grant, HOME Grant, TRUSTEE for the Secretary of HUD, HUD Section 108 Loan Repayment, DOT Grant, HOPE Grant, HUD Section 8 Fund, EPA Fund, Department of Labor Fund, Enterprise Community Fund, Other HUD Grant, DOD Grants, Other Federal Grants, Department of Justice Grants all balances at the end of fiscal 1996 available for transfer into said fund, all monies received by the City of Indianapolis from federal government for the Housing and Community Development Act of 1974, as amended, and any other federal grants, categoric grants, or special revenue sharing relating to these types of programs granted to the City of Indianapolis whose appropriations are out of the Community Services Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FEDERAL GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
State Distributions	0	0
Fees for Service	0	0
Intergovernmental	28,112,989	24,495,004
Miscellaneous	0	0
Intragovernmental	-4,100	-8,600
Transfers In	111,324	88,600
Transfers Out	<u>-24,817</u>	<u>0</u>
TOTAL	28,195,396	24,575,004

(c) **REDEVELOPMENT GENERAL FUND.** The Redevelopment General Fund for 1997 shall consist of Redevelopment General Fund, Barrington HOTIF Fund, Brookville HOTIF Fund, and all balances at the end of fiscal 1996 available for transfer into said fund, all fees, charges and other receipts derived from sources connected with the operation of the Neighborhood Services Division of the Department of Metropolitan Development, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Redevelopment Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	32,415	64,227

ALL OTHER REVENUE		
Intergovernmental	475,886	0
Sale and Lease of Property	276,459	627,355
Fees for Service	1,000	0
Miscellaneous	<u>19,415</u>	<u>30,800</u>
TOTAL	805,175	722,382

(d) SANITATION GENERAL FUND. The Sanitation General Fund for 1997 shall consist of Sanitation Liquid Waste General Fund, Sanitation Pilot Reserve Fund, and Sanitation General Improvement Fund all balances at the end of fiscal 1996 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the operation of the Sanitation Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SANITATION GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
ALL OTHER REVENUE		
Licenses & Permits	290,000	334,284
Charges for Services	26,012,407	54,372,519
Sale and Lease of Property	75,000	125,000
Fines and Penalties	100,000	198,500
Miscellaneous	996,000	2,214,050
Transfers In	15,630,249	8,417,117
Transfers Out	<u>-22,819,753</u>	<u>-14,274,602</u>
TOTAL	20,283,903	51,386,868

(e) STATE GRANTS FUND. The State Grant Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, and all Intergovernmental derived from sources connected with the operation of State Grant Fund, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE GRANTS FUNDS FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
ALL OTHER REVENUE		
Intergovernmental	7,659,901	10,164,204
Miscellaneous	-3,949	-8,000
Transfers In	<u>7,800</u>	<u>8,000</u>
TOTAL	7,663,752	10,164,204

(f) **SOLID WASTE DISPOSAL FUND.** The Solid Waste Disposal Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the construction and financing of the Resource Recovery Facility, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SOLID WASTE DISPOSAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Charges for Services	9,707,712	10,010,000
Sale and Lease of Property	82,258	171,418
Miscellaneous	95,000	185,000
Transfers In	0	0
TOTAL	9,884,970	10,366,418

(g) **FLOOD CONTROL GENERAL FUND.** The Flood Control General Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all miscellaneous revenue derived from sources connected with the operation of the Department of Public Works and Department of Capital Asset Management all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FLOOD CONTROL GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Licenses & Permits	-2,577	0
Charges for Services	1,500	0
Sale and Lease of Property	0	145,000
Fines and Penalties	60,000	90,000
Miscellaneous	14,109	55,000
Transfers In	957,610	2,066,729
Transfers-Out	<u>-769,568</u>	<u>-962,498</u>
TOTAL	261,074	1,394,231

(h) **MAINTENANCE OPERATIONS GENERAL FUND.** The Maintenance Operation General Fund for 1997 shall consist of Maintenance Operations Fund, Operation Flood Fund, Operation Sanitation Fund, and Operation Transportation Fund, of funds transferred from Sanitation General Fund, Flood Control General Fund and Transportation General Fund, and all fees, licenses, permits,

charges, and miscellaneous revenues derived from sources connected with the operation of the Maintenance Operation Division of the Department of Public Works, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located in the Flood Control Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES MAINTENANCE OPERATIONS GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	122,449	240,757
ALL OTHER REVENUE		
Sale and Lease of Property	800	0
Miscellaneous	-118,000	-190,000
Transfers In	30,658,627	24,565,880
Transfers Out	<u>-977,510</u>	<u>-2,166,729</u>
TOTAL	29,686,366	22,449,908

(i) TRANSPORTATION GENERAL FUND. The Transportation Fund for 1997 shall consist of the Transportation General Fund, Motor Vehicle Fund, Local Road and Street Fund and shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1997 and allocated to said City of Indianapolis out of the revenues derived from taxes on gasoline, cigarettes, motor vehicles, and other sources connected therewith, miscellaneous revenues from license fees, federal highway funds, and other operations of the Department of Transportation, County Auto Excise Surtaxes and County Wheel Taxes, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES TRANSPORTATION GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Wheel Tax	5,547,400	6,492,118
State Distributions	0	0

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ALL OTHER REVENUE		
Licenses & Permits	287,000	0
Charges for Services	196,200	463,500
Intergovernmental	21,136,429	40,930,622
Sale and Lease of Property	0	201,500
Fees for Service	0	0
Miscellaneous	560,000	1,291,000
Transfers In	0	0
Transfers Out	<u>-22,790,529</u>	<u>-18,747,670</u>
TOTAL	4,936,500	30,631,070

(j) PARKING METER FUND. The Parking Meter Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, all amounts to be received from parking meter receipts during the year 1997, those revenues from licenses and permit fees connected with special parking privileges, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PARKING METER FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
ALL OTHER REVENUE		
Charges for Services	965,000	1,975,000
Fines & Penalties	785,000	1,425,000
Miscellaneous	61,178	125,000
Transfers Out	<u>-989,168</u>	<u>-1,885,303</u>
TOTAL	822,010	1,639,697

(k) PARK GENERAL FUND. The Park General Fund for 1997 shall consist of Park General Fund, Park Land Fund and Park Golf Fund and all balances at the end of fiscal 1996 available for transfer into said fund, all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located within the Park Special Taxing District as shown in Section 6.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PARK GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	841,495	1,683,000
ALL OTHER REVENUE		
Charges for Services	0	25,900
Intergovernmental	26,097	6,800
Sale and Lease of Property	26,767	180,500
Fees for Service	2,182,732	4,152,891
Miscellaneous	2,070,200	189,822
Transfers In	972,937	0
Transfers Out	<u>-261,105</u>	<u>0</u>
TOTAL	5,859,123	6,238,913

(l) CITY CUMULATIVE CAPITAL DEVELOPMENT FUND. The City Cumulative Capital Development Fund for 1997 shall consist of all balances at the end of fiscal 1996 available for transfer into said fund, those distribution of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by a levy of a rate of tax for this fund on all taxable property located within the consolidated city as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CITY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	680,447	1,338,062
State Distributions	0	0
ALL OTHER REVENUE		
Sale & Leases	0	536,000
Miscellaneous	155,000	325,000
Transfer In	<u>0</u>	<u>0</u>
TOTAL	835,447	2,199,062

(m) CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. The Consolidated County Cumulative Capital Development Fund for 1997 shall consist of all balances at the

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end of fiscal 1996 available for transfer into said fund, and all distributions from the County of the County Cumulative Capital Development Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ALL OTHER REVENUE		
Intergovernmental	1,312,192	3,857,451
Miscellaneous	<u>60,000</u>	<u>100,000</u>
TOTAL	1,372,192	3,957,451

(n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES CITY GENERAL SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	89,127	166,246
ALL OTHER REVENUE		
Miscellaneous	<u>10,000</u>	<u>18,500</u>
TOTAL	99,127	184,746

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES REDEVELOPMENT DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	26,043	60,728
ALL OTHER REVENUE		
Miscellaneous	<u>3,500</u>	<u>7,000</u>
TOTAL	29,543	67,728

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SANITARY DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	922,823	1,742,475
ALL OTHER REVENUE		
Charges for Services	138,000	225,000
Miscellaneous	<u>135,200</u>	<u>264,900</u>
TOTAL	1,196,023	2,235,375

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES FLOOD CONTROL DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	124,750	325,683
ALL OTHER REVENUE		
Miscellaneous	<u>16,250</u>	<u>30,000</u>
TOTAL	141,000	355,683

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	423,321	792,930
ALL OTHER REVENUE		
Miscellaneous	<u>25,950</u>	<u>37,000</u>
TOTAL	449,271	829,930

(s) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES METROPOLITAN PARK DISTRICT SINKING FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Other Taxes	139,943	248,919

ALL OTHER		
Miscellaneous	<u>9,100</u>	<u>17,000</u>
TOTAL	149,043	265,919

Section 2.02. Statement of Miscellaneous Revenues of Marion County.

In accordance with law and as hereby allocated, the revenues (other than property taxes) anticipated in financing the budget appropriations set forth in Sections 1.02 and 1.04 of this ordinance shall be financed by the use of the miscellaneous receipts of said funds, portions of current balances, and by the revenues from taxation provided from the several tax levies fixed in Section 7.02 of this ordinance.

(a) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY GENERAL FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
TAXES		
Marion County Liens	12,000	20,000
Gross Income Taxes	4,600	6,100
Treasurer's Surplus	500,000	500,000
County Option Income	10,683,108	22,848,004
License Excise	4,033,607	7,320,682
Financial Institutions Tax	517,802	1,022,162
Emergency 911	<u>78,058</u>	<u>450,000</u>
TOTAL TAXES	15,829,175	32,166,948
FEES		
Marriage License	44,000	70,000
Domestic Relations	24,500	60,000
Photocopying Fees	7,000	34,560
Auditor's Fees	60,000	120,000
Clerk's Miscellaneous	80,000	173,000
Court Cost	1,100,000	2,200,000
County Coroner Fees	5,000	11,200
County Surveyor Fees	1,850	3,000
County Recorder Fees	834,228	1,900,000
Incident Fees	11,454	25,000
Demand Fees	139,000	144,000
Tax Search Fees	3,500	5,000
Ten Percent Cash Bond	6,500	15,000
Service by Sheriff	25,000	25,000
Support/Maintenance Docket Fees	55,000	100,000
Document Fees	150,375	290,000
Late Surrender Fees	12,000	60,000
Deferral Program Fees	250,000	250,000
Franchise Towing Fees	<u>100,000</u>	<u>200,000</u>
TOTAL FEES	2,909,407	5,685,760

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FEDERAL		
Care of Federal Prisoners	<u>723,040</u>	<u>1,000,000</u>
TOTAL FEDERAL	723,040	1,000,000
STATE Care of State Prisoners		
Indirect Cost Recovery	23,100	320,000
Title IV-D Reimbursement	220,000	440,000
Title IV-D Incentive	2,041,508	1,991,000
School Lunch Program	800,000	1,600,000
Rentals	22,000	129,000
Security Chargeback	4,464	31,464
Welfare Guardian Home	449,738	507,865
TOTAL STATE	<u>27,000</u>	<u>960,000</u>
	3,587,810	5,979,329
LOCAL GOVERNMENT		
Transfer In		357,000
Transfer Out	<u>(260,000)</u>	<u>(280,000)</u>
City Share MCJA	70,000	70,000
City Share Dispatch	3,620,395	3,829,560
City Share East Wing Security	63,000	63,000
MECA Contract Reimbursement	32,500	32,500
Other Reimbursements	<u>173,736</u>	
TOTAL LOCAL GOVERNMENT	3,699,631	4,072,060
INTEREST		
Investment Interest	<u>2,667,091</u>	<u>5,592,600</u>
TOTAL INTEREST	2,667,091	5,592,600
OTHER		
Juvenile Court	1,880	1,880
Sale of Cars	50,000	75,000
Sale Other Property		10,000
Sheriff's Miscellaneous	<u>100,000</u>	<u>200,000</u>
Other	<u>249,577</u>	<u>631,308</u>
TOTAL OTHER	401,457	918,188
TOTAL REVENUE	29,817,611	55,414,885

(b) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PROPERTY REASSESSMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997

	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
SPECIAL TAXES		
Financial Institution Tax	9,901	19,931
Vehicle License Excise Tax	77,186	136,230
ALL OTHER REVENUE		
Interest	<u>95,000</u>	<u>150,000</u>
TOTAL	182,087	306,161

(c) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SURVEYOR'S CORNER PERPETUATION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Corner Perpetuation Fees	<u>15,000</u>	<u>30,000</u>
TOTAL	15,000	30,000

(d) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SUPPLEMENTAL ADULT PROBATION FEES FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Criminal Probation Fees	<u>611,000</u>	<u>1,200,000</u>
TOTAL	611,000	1,200,000

(e) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES JUVENILE PROBATION FEES FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Juvenile Probation Fees	<u>60,000</u>	<u>60,000</u>
TOTAL	60,000	60,000

(f) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES GUARDIAN AD LITEM FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Guardian Ad Litem Fees	<u>17,412</u>	<u>60,300</u>
TOTAL	17,412	60,300

(g) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY USER FEE FUND (DIVERSION) FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Pre-Trial Diversion Fees	<u>720,000</u>	<u>1,025,000</u>
TOTAL	720,000	1,025,000

(h) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES ALCOHOL AND DRUG SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Alcohol and Drug Service Fee	<u>160,000</u>	<u>380,000</u>
TOTAL	160,000	380,000

(i) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY EXTRADITION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEEES		
Late Surrender Fees	<u>47,800</u>	<u>60,000</u>
TOTAL	47,800	60,000

(j) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LAW ENFORCEMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEEES		
Restitution and Forfeitures	<u>330,000</u>	<u>545,000</u>
TOTAL	330,000	545,000

(k) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES DRUG FREE COMMUNITY FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEEES		
Drug Free Community Fees	<u>-0-</u>	<u>-0-</u>
TOTAL	-0-	-0-

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(l) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SHERIFF'S CONTINUING EDUCATION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Law Enforcement Continuing Education Fees	<u>30,000</u>	<u>80,000</u>
TOTAL	30,000	80,000

(m) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES PRE-TRIAL DIVERSION PROGRAM FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Pre-trial fees	40,000	90,655
Transfer to County General Fund		<u>(100,000)</u>
TOTAL	<u>40,000</u>	(9,345)

(n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LOCAL EMERGENCY PLANNING AND RIGHT TO KNOW FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Only Prior Year Revenues Are Being Budgeted)		

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES LAW ENFORCEMENT EQUITABLE SHARE FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Restitution and Forfeitures	<u>347,700</u>	<u>580,000</u>
TOTAL	347,700	580,000

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES STATE AND FEDERAL GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Funds are appropriated according to grant fiscal year.)		

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY CORRECTIONS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Appropriated 8/1 - 7/31)		

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COMMUNITY CORRECTIONS HOME DETENTION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Funds are appropriated according to grant fiscal year.)		

(s) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY GRANTS FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Funds are appropriated according to grant fiscal year.)		

(t) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES DEFERRAL PROGRAM FEE FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
(Funds are appropriated as revenue becomes available.)		

(u) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
SPECIAL TAXES		
Financial Institution Tax	53,042	103,364
Vehicle License Excise Tax	412,363	740,286
ALL OTHER REVENUES		
Sale of Cars		300,000
Transfer to City of Indianapolis	<u>(1,583,427)</u>	<u>(3,857,451)</u>
TOTAL	(1,118,022)	(2,713,801)

(v) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES SUPPLEMENTAL PUBLIC DEFENDER FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
Public Defender Fees	50,000	80,000
Transfer from County General Fund	<u>260,000</u>	<u>280,000</u>
TOTAL	310,000	360,000

(w) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES COUNTY RECORDER'S PERPETUATION FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
FEES		
County Recorder's Fees	<u>340,000</u>	<u>900,000</u>
TOTAL	340,000	900,000

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(x) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES INFORMATION SERVICES INTERNAL SERVICES FUND FOR THE PERIOD ENDING DECEMBER 31, 1996 AND DECEMBER 31, 1997		
	July 01, 1996 through Dec. 31, 1996	Jan. 01, 1997 through Dec. 31, 1997
ESTIMATED AMOUNTS TO BE RECEIVED		
ISA - Outside Agencies	359,697	67,148
ISA County	3,399,241	5,905,436
ISA City	3,183,442	5,268,269
Telephones - City	901,811	1,430,352
Telephones - County	407,103	726,396
Telephones - Other	147,414	446,501
Other Reimbursements	<u>1,549,955</u>	<u>2,897,244</u>
TOTAL	9,948,663	16,741,346

ARTICLE THREE
ESTIMATED REVENUES AND TAX LEVIES OF THE
CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 3.01. Estimates of Funds to be Raised and Proposed Tax Levies for the Consolidated City.

In accordance with law and the appropriations and allocations of revenues herein before made, the tax rates for the respective funds are calculated as follows:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CONSOLIDATED COUNTY FUND

1997 NET ASSESSED VALUATION \$8,408,250,827

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	15,284,618	15,284,618
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	21,649,154	21,649,154
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-84,530	-84,530
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	21,564,624	21,564,624
6. Remaining property taxes to be collected present year	6,817,050	6,817,050
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	9,942,407	9,942,407
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	16,759,457	16,759,457
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	10,479,450	10,479,450

10. Total budget estimate for January 1 to December 31 of incoming year	35,653,564	35,653,564
11. Miscellaneous revenue for January 1 to December 31 of incoming year	22,254,181	22,594,793
12. Property tax to be raised from January 1 to December 31 of incoming year	14,277,450	14,554,682
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	11,357,518	11,975,361
14. Estimated December 31 cash balance, of incoming year	11,357,518	11,975,361

Net tax rate on each one hundred dollars of taxable property

Current year tax rate	0.1653	0.1653
Proposed tax rate for incoming year	0.1731	0.1731

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FEDERAL GRANTS FUND

1997 NET ASSESSED VALUATION \$ _____

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	-41,345	-41,345
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	25,302,495	25,302,495
3. Additional appropriations necessary to be made July 1 to December 31 of present year	285,247	285,247
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	25,587,742	25,587,742
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	28,195,396	28,195,396
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	28,195,396	28,195,396
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,566,309	2,566,309
10. Total budget estimate for January 1 to December 31 of incoming year	24,412,609	24,412,609
11. Miscellaneous revenue for January 1 to December 31 of incoming year	24,575,004	24,575,004
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,728,704	2,728,704

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14. Estimated December 31 cash balance, of incoming year	2,728,704	2,728,704
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

REDEVELOPMENT GENERAL FUND

1997 NET ASSESSED VALUATION 7,864,356,859

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,295,294	1,295,294
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,421,519	1,421,519
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-8,551	-8,551
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,412,968	1,412,968
6. Remaining property taxes to be collected present year	262,295	262,295
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	805,175	805,175
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,067,469	1,067,469
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	949,795	949,795
10. Total budget estimate for January 1 to December 31 of incoming year	1,226,404	1,226,404
11. Miscellaneous revenue for January 1 to December 31 of incoming year	722,382	722,382
12. Property tax to be raised from January 1 to December 31 of incoming year	524,590	534,776
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	970,363	980,549
14. Estimated December 31 cash balance, of incoming year	970,363	980,549
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0068	0.0068
Proposed tax rate for incoming year	0.0068	0.0068

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SANITATION GENERAL FUND

1997 NET ASSESSED VALUATION \$7,714,256,506

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	49,965,911	49,965,911
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	30,926,049	30,926,049
3. Additional appropriations necessary to be made July 1 to December 31 of present year	3,400,000	3,400,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	34,326,049	34,326,049
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	20,283,903	20,283,903
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	20,283,903	20,283,903
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	35,923,766	35,923,766
10. Total budget estimate for January 1 to December 31 of incoming year	45,129,816	45,129,816
11. Miscellaneous revenue for January 1 to December 31 of incoming year	51,386,868	51,386,868
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	42,180,818	42,180,818
14. Estimated December 31 cash balance, of incoming year	42,180,818	42,180,818
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

STATE GRANTS FUND

1997 NET ASSESSED VALUATION \$ _____

1996 BILLED NET ASSESSED VALUATION \$ _____

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	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	-1,276,602	-1,276,602
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	6,335,150	6,335,150
3. Additional appropriations necessary to be made July 1 to December 31 of present year	52,000	52,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	6,387,150	6,387,150
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,663,752	7,663,752
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	7,663,752	7,663,752
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	10,164,204	10,164,204
11. Miscellaneous revenue for January 1 to December 31 of incoming year	10,164,204	10,164,204
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SOLID WASTE DISPOSAL FUND

1997 NET ASSESSED VALUATION \$7,877,385,461

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	4,215,611	4,215,611
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	9,024,439	9,024,439
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	9,024,439	9,024,439
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	9,884,970	9,884,970
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,884,970	9,884,970
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	5,076,141	5,076,141
10. Total budget estimate for January 1 to December 31 of incoming year	10,825,341	10,825,341
11. Miscellaneous revenue for January 1 to December 31 of incoming year	10,366,418	10,366,418
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	4,617,218	4,617,218
14. Estimated December 31 cash balance, of incoming year	4,617,218	4,617,218
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FLOOD CONTROL GENERAL FUND

1997 NET ASSESSED VALUATION \$8,408,250,827

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,628,852	1,628,852
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,521,104	1,521,104
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,521,104	1,521,104
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	261,074	261,074
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	261,074	261,074

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9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	368,823	368,823
10. Total budget estimate for January 1 to December 31 of incoming year	1,016,118	1,016,118
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,394,231	1,394,231
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	746,936	746,936
14. Estimated December 31 cash balance, of incoming year	746,936	746,936
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
MAINTENANCE OPERATIONS GENERAL FUND
 1997 NET ASSESSED VALUATION \$8,408,250,827
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	-14,906,679	-14,906,679
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	19,751,950	19,751,950
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-4,300,000	-4,300,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	15,451,950	15,451,950
6. Remaining property taxes to be collected present year	989,771	989,771
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	29,686,366	29,686,366
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	30,676,137	30,676,137
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	317,508	317,508
10. Total budget estimate for January 1 to December 31 of incoming year	24,285,175	24,285,175
11. Miscellaneous revenue for January 1 to December 31 of incoming year	22,449,908	22,449,908
12. Property tax to be raised from January 1 to December 31 of incoming year	1,979,542	2,017,980

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	461,784	500,221
14. Estimated December 31 cash balance, of incoming year	461,784	500,221
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0240	0.0240
Proposed tax rate for incoming year	0.0240	0.0240

(I) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
TRANSPORTATION GENERAL FUND

1997 NET ASSESSED VALUATION \$8,408,250,827

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	30,522,222	30,522,222
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	30,154,886	30,154,886
3. Additional appropriations necessary to be made July 1 to December 31 of present year (add lines 2-4)	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	30,154,886	30,154,886
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,936,500	4,936,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,936,500	4,936,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	5,303,836	5,303,836
10. Total budget estimate for January 1 to December 31 of incoming year	26,383,572	26,383,572
11. Miscellaneous revenue for January 1 to December 31 of incoming year	30,631,070	30,631,070
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	9,551,334	9,551,334
14. Estimated December 31 cash balance, of incoming year	9,551,334	9,551,334
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

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(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PARKING METER FUND

1997 NET ASSESSED VALUATION \$ _____

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	2,684,513	2,684,513
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,743,363	2,743,363
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	2,743,363	2,743,363
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	822,010	822,010
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	822,010	822,010
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	763,160	763,160
10. Total budget estimate for January 1 to December 31 of incoming year	2,059,546	2,059,546
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,639,697	1,639,697
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	343,311	343,311
14. Estimated December 31 cash balance, of incoming year	343,311	343,311
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PARK GENERAL FUND

1997 NET ASSESSED VALUATION \$8,408,250,827

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	5,249,187	5,249,187
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	16,217,819	16,217,819
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	16,217,819	16,217,819
6. Remaining property taxes to be collected present year	6,796,430	6,796,430
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	5,859,122	5,859,122
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,655,552	12,655,552
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,686,919	1,686,919
10. Total budget estimate for January 1 to December 31 of incoming year	19,999,781	19,999,781
11. Miscellaneous revenue for January 1 to December 31 of incoming year	6,238,913	6,238,913
12. Property tax to be raised from January 1 to December 31 of incoming year	13,832,053	14,100,637
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,758,105	2,026,688
14. Estimated December 31 cash balance, of incoming year	1,758,105	2,026,688
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1648	0.1648
Proposed tax rate for incoming year	0.1677	0.1677

(I) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
 1997 NET ASSESSED VALUATION \$7,864,356,859
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	9,704,855	9,704,855
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,045,405	15,045,405
3. Additional appropriations necessary to be made July 1 to December 31 of present year	500,000	500,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0

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5. Total expenditures for current year (add lines 2-4)	15,545,405	15,545,405
6. Remaining property taxes to be collected present year	5,419,479	5,419,479
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	835,447	835,447
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	6,254,926	6,254,926
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	414,377	414,377
10. Total budget estimate for January 1 to December 31 of incoming year	12,450,000	12,450,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,199,062	2,199,062
12. Property tax to be raised from January 1 to December 31 of incoming year	10,838,956	11,049,421
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,002,394	1,212,860
14. Estimated December 31 cash balance, of incoming year	1,002,394	1,212,860
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1405	0.1405
Proposed tax rate for incoming year	0.1405	0.1405

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
 1997 NET ASSESSED VALUATION \$8,408,250,827
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	5,418,257	5,418,257
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,640,350	5,640,350
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	5,640,350	5,640,350
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,372,192	1,372,192
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,372,192	1,372,192
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,150,099	1,150,099

10. Total budget estimate for January 1 to December 31 of incoming year	4,500,000	4,500,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,957,451	3,957,451
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	607,550	607,550
14. Estimated December 31 cash balance, of incoming year	607,550	607,550
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0	0.0
Proposed tax rate for incoming year	0.0	0.0

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CITY GENERAL SINKING FUND
 1997 NET ASSESSED VALUATION \$7,864,356,859
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	701,460	701,460
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,427,080	1,427,080
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	1,427,080	1,427,080
6. Remaining property taxes to be collected present year	729,026	729,026
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	99,127	99,127
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	828,153	828,153
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	102,533	102,533
10. Total budget estimate for January 1 to December 31 of incoming year	1,599,741	1,599,741
11. Miscellaneous revenue for January 1 to December 31 of incoming year	184,746	184,746
12. Property tax to be raised from January 1 to December 31 of incoming year	1,365,477	1,391,991
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	53,014	79,529

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14. Estimated December 31 cash balance, of incoming year	53,014	79,529
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0189	0.0189
Proposed tax rate for incoming year	0.0177	0.0177

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX
REDEVELOPMENT DISTRICT SINKING FUND
 1997 NET ASSESSED VALUATION \$7,864,356,859
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	199,297	199,297
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	382,355	382,355
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	382,355	382,355
6. Remaining property taxes to be collected present year	196,721	196,721
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	29,543	29,543
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	226,264	226,264
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	43,206	43,206
10. Total budget estimate for January 1 to December 31 of incoming year	563,575	563,575
11. Miscellaneous revenue for January 1 to December 31 of incoming year	67,728	67,728
12. Property tax to be raised from January 1 to December 31 of incoming year	478,303	487,590
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	25,662	34,949
14. Estimated December 31 cash balance, of incoming year	25,662	34,949
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0051	0.0051
Proposed tax rate for incoming year	0.0062	0.0062

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SANITARY DISTRICT SINKING FUND

1997 NET ASSESSED VALUATION \$7,714,256,506

1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	7,583,882	7,583,882
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,994,723	15,994,723
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	15,994,723	15,994,723
6. Remaining property taxes to be collected present year	7,287,327	7,287,327
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,196,023	1,196,023
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,483,350	8,483,350
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	72,508	72,508
10. Total budget estimate for January 1 to December 31 of incoming year	15,967,071	15,967,071
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,232,375	2,232,375
12. Property tax to be raised from January 1 to December 31 of incoming year	13,780,087	14,047,661
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	117,900	385,473
14. Estimated December 31 cash balance, of incoming year	117,900	385,473
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1926	0.1926
Proposed tax rate for incoming year	0.1821	0.1821

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FLOOD CONTROL DISTRICT SINKING FUND

1997 NET ASSESSED VALUATION \$8,408,250,827

1996 BILLED NET ASSESSED VALUATION \$ _____

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	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	3,651,519	3,651,519
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,766,146	4,766,146
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	4,766,146	4,766,146
6. Remaining property taxes to be collected present year	1,010,392	1,010,392
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	141,000	141,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,151,391	1,151,391
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	36,764	36,764
10. Total budget estimate for January 1 to December 31 of incoming year	3,012,688	3,012,688
11. Miscellaneous revenue for January 1 to December 31 of incoming year	355,683	355,683
12. Property tax to be raised from January 1 to December 31 of incoming year	2,680,630	2,732,682
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	60,389	112,441
14. Estimated December 31 cash balance, of incoming year	60,389	112,441
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0245	0.0245
Proposed tax rate for incoming year	0.0325	0.0325

(r) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND
 1997 NET ASSESSED VALUATION \$8,408,250,827
 1996 BILLED NET ASSESSED VALUATION \$ _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	8,649,804	8,649,804
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,560,724	12,560,724
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	12,560,724	12,560,724
6. Remaining property taxes to be collected present year	3,488,944	3,488,944
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	449,271	449,271
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,938,215	3,938,215
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	27,295	27,295
10. Total budget estimate for January 1 to December 31 of incoming year	7,179,654	7,179,654
11. Miscellaneous revenue for January 1 to December 31 of incoming year	826,930	826,930
12. Property tax to be raised from January 1 to December 31 of incoming year	6,474,754	6,600,477
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	149,324	275,048
14. Estimated December 31 cash balance, of incoming year	149,324	275,048
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0846	0.0846
Proposed tax rate for incoming year	0.0785	0.0785

(s) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN PARK DISTRICT SINKING FUND
 1997 NET ASSESSED VALUATION \$8,408,250.827
 1996 BILLED NET ASSESSED VALUATION \$_____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,852,087	1,852,087
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,177,427	3,177,427
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	3,177,427	3,177,427
6. Remaining property taxes to be collected present year	1,211,935	1,211,935
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	149,043	149,043
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,360,978	1,360,978

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9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	35,639	35,639
10. Total budget estimate for January 1 to December 31 of incoming year	2,302,027	2,302,027
11. Miscellaneous revenue for January 1 to December 31 of incoming year	265,919	265,919
12. Property tax to be raised from January 1 to December 31 of incoming year	2,045,527	2,085,246
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	45,057	84,777
14. Estimated December 31 cash balance, of incoming year	45,057	84,777
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0274	0.0274
Proposed tax rate for incoming year	0.0248	0.0248

Section 3.02. Estimates of Funds to be Raised and Proposed Tax Rates for Marion County Government

The appropriations shall be financed from the revenues allocated in Section 2.02 and with the balances and receipts from property taxes calculated as shown in the following tables:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COUNTY GENERAL FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	18,431,130	18,431,130
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	72,988,293	72,988,293
3. Additional appropriations necessary to be made July 1 to December 31 of present year	6,061,930	6,061,930
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	79,050,223	79,050,223
6. Remaining property taxes to be collected present year	38,973,341	38,973,341
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	29,817,611	29,817,611
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	68,790,952	68,790,952
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,171,859	8,171,859
10. Total budget estimate for January 1 to December 31 of incoming year	128,990,739	131,653,076

11. Miscellaneous revenue for January 1 to December 31 of incoming year	55,414,885	55,414,885
12. Property tax to be raised from January 1 to December 31 of incoming year	77,358,871	77,358,871
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	11,954,876	9,292,539
13.a. Jail Expansion Reserve Fund	1,872,613	1,872,613
14. Estimated December 31 cash balance, of incoming year	10,082,263	7,419,926
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.9379	0.9379
Proposed tax rate for incoming year	0.9379	0.9379

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
PROPERTY REASSESSMENT FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	4,128,414	4,128,414
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,110,974	2,110,974
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	2,110,974	2,110,974
6. Remaining property taxes to be collected present year	752,125	752,125
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	182,087	182,087
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	934,212	934,212
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,951,652	2,951,652
10. Total budget estimate for January 1 to December 31 of incoming year	2,727,303	2,704,770
11. Miscellaneous revenue for January 1 to December 31 of incoming year	306,161	306,161
12. Property tax to be raised from January 1 to December 31 of incoming year	1,492,905	1,492,905
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,023,415	2,045,948

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14. Estimated December 31 cash balance, of incoming year	2,023,415	2,045,948
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0181	0.0181
Proposed tax rate for incoming year	0.0181	0.0181

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SURVEYOR'S CORNER PERPETUATION FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	78,572	78,572
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	6,983	6,983
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	6,983	6,983
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,000	15,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,000	15,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	86,589	86,589
10. Total budget estimate for January 1 to December 31 of incoming year	37,550	37,779
11. Miscellaneous revenue for January 1 to December 31 of incoming year	30,000	30,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	79,039	78,810
14. Estimated December 31 cash balance, of incoming year	79,039	78,810
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SUPPLEMENTAL ADULT PROBATION FEES FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	456,032	456,032
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	995,973	995,973
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	995,973	995,973
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	610,000	611,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	610,000	611,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	70,059	71,059
10. Total budget estimate for January 1 to December 31 of incoming year	1,248,169	1,270,119
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,200,000	1,200,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	21,890	940
14. Estimated December 31 cash balance, of incoming year	21,890	940
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
JUVENILE PROBATION FEES FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

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	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	129,209	129,209
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	81,832	81,832
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	81,832	81,832
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	60,000	60,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	60,000	60,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	107,377	107,377
10. Total budget estimate for January 1 to December 31 of incoming year	101,103	101,670
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,000	60,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	66,274	65,700
14. Estimated December 31 cash balance, of incoming year	66,274	65,700
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

GUARDIAN AD LITEM FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	42,888	42,888
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	60,300	60,300
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	60,300	60,300
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	17,412	17,412
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	17,412	17,412
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	60,300	60,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,300	60,300
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY USER FEE (DIVERSION) FUND

1997 NET ASSESSED VALUATION \$8,248,093,668
1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	355,338	355,338
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	950,293	950,293
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	950,293	950,293
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	700,000	720,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	700,000	720,000

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9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	105,045	125,045
10. Total budget estimate for January 1 to December 31 of incoming year	1,123,439	1,141,459
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,025,000	1,025,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	6,606	8,586
14. Estimated December 31 cash balance, of incoming year	6,606	8,586
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

ALCOHOL AND DRUG SERVICES FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	11,057	11,057
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	169,248	169,248
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	169,248	169,248
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	160,000	160,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	160,000	160,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,809	1,809
10. Total budget estimate for January 1 to December 31 of incoming year	317,967	324,145
11. Miscellaneous revenue for January 1 to December 31 of incoming year	380,000	380,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	63,842	57,664
14. Estimated December 31 cash balance, of incoming year	63,842	57,664
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(I) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY EXTRADITION FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	94,466	94,466
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	69,028	69,028
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	69,028	69,028
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	47,800	47,800
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	47,800	47,800
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	73,238	73,238
10. Total budget estimate for January 1 to December 31 of incoming year	125,279	125,872
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,000	60,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,959	7,366
14. Estimated December 31 cash balance, of incoming year	7,959	7,366
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

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(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

LAW ENFORCEMENT FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,466,394	1,466,394
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,703,824	1,703,824
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,703,824	1,703,824
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	330,000	330,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	330,000	330,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	92,570	92,570
10. Total budget estimate for January 1 to December 31 of incoming year	607,979	608,733
11. Miscellaneous revenue for January 1 to December 31 of incoming year	545,000	545,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	29,591	28,837
14. Estimated December 31 cash balance, of incoming year	29,591	28,837
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

DRUG FREE COMMUNITY FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

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	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,083,140	1,083,140
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	457,467	457,467
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	457,467	457,467
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-0-	-0-
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-0-	-0-
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	625,673	625,673
10. Total budget estimate for January 1 to December 31 of incoming year	625,673	625,673
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-0-
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(I) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SHERIFF'S CONTINUING EDUCATION FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	59,599	59,599
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	50,654	50,654
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

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4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	50,654	50,654
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	30,000	30,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	30,000	30,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	38,945	38,945
10. Total budget estimate for January 1 to December 31 of incoming year	80,000	80,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	80,000	80,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	38,945	38,945
14. Estimated December 31 cash balance, of incoming year	38,945	38,945
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
PRE-TRIAL DIVERSION PROGRAM FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	396,236	396,236
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	-0-	-0-
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	-0-	-0-
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	40,000	40,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	40,000	40,000

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	436,236	436,236
10. Total budget estimate for January 1 to December 31 of incoming year	-0-	-0-
11. Miscellaneous revenue for January 1 to December 31 of incoming year	(9,345)	(9,345)
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	426,891	426,891
14. Estimated December 31 cash balance, of incoming year	426,891	426,891
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LOCAL EMERGENCY PLANNING AND RIGHT TO KNOW FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	115,168	115,168
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	33,530	33,530
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	33,530	33,530
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-0-	-0-
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-0-	-0-
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	81,638	81,638
10. Total budget estimate for January 1 to December 31 of incoming year	67,500	67,500
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-0-
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-

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13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	14,138	14,138
14. Estimated December 31 cash balance, of incoming year	14,138	14,138
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LAW ENFORCEMENT EQUITABLE SHARE FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	1,589,968	1,589,968
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	439,962	439,962
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	439,962	439,962
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	347,700	347,700
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	347,700	347,700
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,497,706	1,497,706
10. Total budget estimate for January 1 to December 31 of incoming year	1,967,706	1,974,570
11. Miscellaneous revenue for January 1 to December 31 of incoming year	580,000	580,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	110,000	103,136
14. Estimated December 31 cash balance, of incoming year	110,000	103,136
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
STATE AND FEDERAL GRANTS FUND

(This budget makes no appropriations from this fund.)

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CORRECTIONS FUND

(This budget makes no appropriations from this fund.)

(r) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COMMUNITY CORRECTIONS HOME DETENTION FUND

(This budget makes no appropriations from this fund.)

(s) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY GRANTS FUND

(This budget makes no appropriations from this fund.)

(t) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
DEFERRAL PROGRAM FEE FUND

(This budget makes no appropriations from this fund.)

(u) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND

1997 NET ASSESSED VALUATION \$8,248,093,668

1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	(437,150)	(437,150)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,274,853	1,274,853
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,274,853	1,274,853
6. Remaining property taxes to be collected present year	3,893,594	3,893,594
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	(1,118,022)	(1,118,022)
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,775,572	2,775,572
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,063,569	1,063,569
10. Total budget estimate for January 1 to December 31 of incoming year	5,576,300	5,576,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	(2,713,801)	(2,713,801)
12. Property tax to be raised from January 1 to December 31 of incoming year	7,728,464	7,728,464
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	501,932	501,932

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14. Estimated December 31 cash balance, of incoming year	501,932	501,932
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0937	0.0937
Proposed tax rate for incoming year	0.0937	0.0937

(v) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SUPPLEMENTAL PUBLIC DEFENDER FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	(265,734)	(265,734)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	41,275	41,275
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	41,275	41,275
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	310,000	310,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	310,000	310,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,991	2,991
10. Total budget estimate for January 1 to December 31 of incoming year	358,840	358,840
11. Miscellaneous revenue for January 1 to December 31 of incoming year	360,000	360,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	4,151	4,151
14. Estimated December 31 cash balance, of incoming year	4,151	4,151
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(w) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY RECORDER'S PERPETUATION FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	433,764	433,764
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	122,749	122,749
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	122,749	122,749
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	340,000	340,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	340,000	340,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	651,015	651,015
10. Total budget estimate for January 1 to December 31 of incoming year	259,048	259,048
11. Miscellaneous revenue for January 1 to December 31 of incoming year	900,000	900,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,291,967	1,291,967
14. Estimated December 31 cash balance, of incoming year	1,291,967	1,291,967
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

(x) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INFORMATION SERVICES INTERNAL SERVICES FUND
 1997 NET ASSESSED VALUATION \$8,248,093,668
 1996 BILLED NET ASSESSED VALUATION \$8,384,462,690

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1996		
1. June 30 actual cash balance of present year	310,834	310,834
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	9,085,039	9,085,039
3. Additional appropriations necessary to be made July 1 to December 31 of present year	(555,006)	(265,006)

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	8,530,033	8,820,033
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	9,948,663	9,948,663
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,948,663	9,948,663
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,729,464	1,439,464
10. Total budget estimate for January 1 to December 31 of incoming year	15,505,610	16,917,307
11. Miscellaneous revenue for January 1 to December 31 of incoming year	15,344,102	16,741,346
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,567,956	1,263,503
14. Estimated December 31 cash balance, of incoming year	1,567,956	1,263,503
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0000	0.0000
Proposed tax rate for incoming year	0.0000	0.0000

ARTICLE FOUR MISCELLANEOUS APPROPRIATIONS AND ALLOCATIONS

Section 4.01. State, Local and Federal Grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulations in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

Section 4.02. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1.02 and included under "3. Other Services and Charges" are amounts allocated for payment of City-County Building rent, jail rent, telephone services and information services agency charges. The building rent, information services agency and telephone charges cannot be transferred without City-County Council approval. In total there is appropriated:

(1)	City-County Building Rent	\$2,219,801
(2)	Juvenile Center Rent	\$2,122,300

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(3)	Jail Rent	\$3,470,200
(4)	Telephone Services	\$3,025,120
(5)	Information Services Agency Charge	\$5,999,940
(6)	Security Charge Back	\$ 325,913
(7)	New Jail Facility Rent	\$ 507,500

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

Section 4.03. Allocation of County Option Income Tax Revenues.

Pursuant to IC 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of Eighty Nine Million Sixty-one Thousand Six Hundred Dollars (\$89,061,600) after the County Auditor deposits Two Million Dollars (\$2,000,000) in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of Fourteen Million Six Hundred Twenty-six Thousand Two Hundred Dollars (\$14,626,200) and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of Seventy Million Three Hundred One Thousand Five Hundred Fifty-one Dollars (\$70,301,551) are hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

- (1) To the County General Fund, the sum of \$22,848,004;
- (2) To the Consolidated County Fund, the sum of \$203,547;
- (3) To the Police Special Service District Fund, the sum of \$26,800,000;
- (4) To the Fire Special Service District Fund, the sum of \$9,800,000;
- (5) To the Police Pension Fund, the sum of \$4,500,000;
- (6) To the Fire Pension Fund, the sum of \$3,900,000; and
- (7) To the United Airline Line Debt Service Fund, the sum of \$2,250,000.

Section 4.04. Requirement and Allocation of Payments in Lieu of Taxes Revenues.

Pursuant to IC 36-3-2-10, the City-County Council may require the payments in lieu of taxes (PILOT) from certain public entities. Included within the list of public entities is a wastewater treatment facility. The City-County council requires the wastewater treatment facility to pay PILOTS on January 31, 1997 in the amount of Four Million Four Hundred Thousand Dollars (\$4,400,000), which are hereby allocated and shall be distributed by the City Controller as follows:

- (1) To the Police Service District Fund, the sum of \$1,850,000;
- (2) To the Fire Service District Fund, the sum of \$2,050,000;
- (3) To the Police Pension Fund, the sum of \$250,000; and
- (4) To the Fire Pension Fund, the sum of \$250,000.

Section 4.05. Assistance to Indianapolis Public Housing Agency and Parks and Recreation Department.

Pursuant to IC 36-7-19, the City-County Council authorizes aid to the Indianapolis Public Housing Agency by exempting it from sewer user charges and fees and from solid waste collection charges and fees and to the Department of Parks and Recreation by exempting it from sewer user charges and fees.

Section 4.06. Authorization of Dues and Memberships.

In accordance with Sec. 2-412 of the Code of Indianapolis and Marion County, the respective officials are authorized to pay dues in the following associations to the extent of available appropriations therefore:

ADMINISTRATION

Alliance for Community Media
American Gas Association
American Institute of Certified Public Accountants
American Management Association

American Production and Inventory Control Society, Inc.
American Society for Training and Development
American Society of Personnel Administration
American Society of Safety Engineers
American Society for Quality Control
Associated Public-Safety Communications Officers, Inc.
Association for Information Image Management
Association for Quality & Participation
Automotive Fleet & Leasing Association
Center for Leadership Development
(Annual Minority Business & Professional Achievers)
Central Indiana Wang Users Association
Central Indiana American Society for Training and Development
Equipment Maintenance Council
Hoosier Minority Chamber of Commerce
Indiana Affirmative Action Association
Indiana Association for Community Economic Development
Indiana Association of Cities & Towns
Indiana Civil Liberties Union Foundation
Indiana CPA Society
Indiana Government Finance Officers Association
Indiana Help Desk Professionals
Indiana Historical Society
Indiana Municipal Lawyers Association
Indiana Notary Association
Indiana Notary Service & Bonding Company
Indiana Regional Minority Supplier Development Council
Indiana Telecommunications Users Association
Indianapolis Hispanic Chamber of Commerce
Indianapolis Media Relations Council
Industrial Television/Video Association
Institute of Action Research for Community Health
Institute of Electrical/Electronics Engineers
Institute of Internal Auditors
International Association of Official Human Rights Agencies
International Institute of Municipal Clerks
International Municipal Lawyers Association
International Personnel Management Association
Local & State Consortium of Civil Rights
Metropolitan Cities Conference
Motorola Trunked Users Group
National Academy of Cable Programming
National Association of Counties
National Association of Fleet Administration
National Association of Purchasing Management, Inc.
National Association of Telecommunication Officers & Advisors
National Council for Urban Economic Development
National Emergency Number Association
National Federation of Local Cable Programmers
National Institute of Government Purchasing
National Institute of Government Purchasing - Indiana Chapter
National Institute of Municipal Clerks
National League of Cities
National Press Photographers Association
National Safety Council
National Society for Quality Control
Neighborhoods USA
Partners for Livable Places
Public Relations Society of America
Public Risk & Insurance Management Association
Public Technology, Inc.
Public Risk and Insurance Management Association
Society of American Archivists

Society of Broadcast Engineers
Society of Cable Telecommunication Engineers
Society of Motion Picture & Television Engineers
U.S. Conference of Mayors Employment and Training Council
U.S. Conference of Mayors
Urban League

METROPOLITAN DEVELOPMENT

American Institute of Architects
American Institute of Certified Public Accountants
American Planning Association
Apartment Association of Indiana
Association for Preservation Technology
Association of Major City Building Officials
Builders Association of Greater Indianapolis
Building Officials for Code Administration
Building Officials & Management Association
Chamber of Commerce
Government Finance Officer Association
Homeless Network of Indianapolis
Indiana Association of Building Officials, Inc.
Indiana Association for Community Economic Development
Indiana Association of Electrical Inspectors
Indiana Historic Society
Indiana Housing Coalition
Indiana Neighborhood Coalition
Indiana Planning Association
Indiana Society of Certified Public Accountants
Indianapolis Chamber of Commerce
Institute of Real Estate Management
International Conference of Building Officials
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
National Alliance of Preservation Commissions
National Association of Housing & Redevelopment Officials
National Association of Housing & Redevelopment Officials - Indiana Chapter
National Association of Housing & Urban Development Officials
National Association of Installation Developers
National Center for Preservation Law
National Community Development Association
National Conference of States on Building Codes / Standards
National Council for Urban Economic Development
National Fire Protection Association
National Housing & Rehabilitation Association
National Low Income Housing Coalition
National Trust Historic Preservation
Southern Building Code Association (SBC)
State Community Development Association
Urban and Regional Information System Association
Urban Land Institute

DEPARTMENT OF CAPITAL ASSET MANAGEMENT

AM/FM International
American Association of Construction Engineers
American Concrete Institute
American Planning Association
American Public Works Association
American Road & Transportation
American Society for Training and Development, Inc. (Central Indiana)
American Society of Civil Engineers
Appraisal Institute
Association for Commuter Transportation
Association for Government Accountants

Association of Metropolitan Sewer Agencies
Association of State Floodplain Managers
Central Indiana Netware Users
Construction Specifications Institute
Indiana Association of County Engineers
Indiana County Highway Supervisors Association
Indiana Society of Professional Land Surveyors
Indiana State Commissioners
Institute of Transportation Engineers
Institutional and Municipal Parking Congress
International Association of Synercom Users
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
National Association of Female Executives
Synercom Midwest User Group
Transportation Research Board
Urban Land Institute
Urban Regional Information System Association
Water Environment Federation

PARKS AND RECREATION

Amateur Boxing Association
Amateur Hockey Association
Amateur Softball Association
American Academy for Parks and Recreation Administration
American Association of Botanical Gardens and Arboretums
American Bicycling Association
American Horticultural Society
American Horticulture Therapy Association
Association of Performing Arts Presenters
Association of Zoological Horticulture
Bicycle Racing Indiana/Kentucky
Central Indiana Association of Volunteer Administrators
Central Indiana Bicycle Association
Central Indiana Network Users Group
Chamber of Commerce of Indianapolis
Indiana Association of Event Professionals
Indiana Association of Nurserymen
Indiana Parks and Recreation Association
Indiana Youth Soccer Association
Lawrence Chamber of Commerce
LERN (Learning Resources Network)
Midwest Regional Turf Foundation
National Association of County Park and Recreation Officials
National Association of Fund Raising Executives
National Association of Interpreters
National Golf Foundation
National Recreation and Park Association
National Youth Sports Coaches Association
Pro - Am National Basketball Association
Professional Plant Growers Association
Rainforest Action Network
Roger Tory Peterson Institute
The Roundtable Associates, Inc.
United States Amateur Soccer Association
United States Cycling Federation
United States Golf Association
United States Tennis Association
USA Track and Field

PUBLIC SAFETY

Airborne Law Enforcement Association
American Polygraph Association

Association for Fitness in Business
Association Public Safety Communications Officers
Central Weights and Measures Association
Divers Alert Network
Domestic Violence Network
Fire Department Safety Officer's Association
Fire Industry Equipment Research Organization
Idea Today for Fitness Trainer
Indiana Association of Chiefs of Police, Inc.
Indiana Association of Inspectors of Weights and Measures
Indiana Association of Fire Service
Indiana Coalition Against Sexual Assault
Indiana Fire Chiefs' Association
Indiana Fire Instruction Association
Indiana Fire Safety Association
Indiana Polygraph Association
Indiana Victim Assistance Network
Instrument Society of America
International Association of Chiefs of Police
International Association of Dive Rescue Specialist, Inc.
International Association of Fire Chiefs
International Society of Fire Service Instructors
Law enforcement Intelligence Unit
Major Cities Chiefs
Marion County Fire Prevention & Arson Association
Marion County Fire Chiefs' Association
National Association of Bunco Investigations
National Association of Fleet Administrators
National Association of Search and Rescue
National Conference on Weights and Measures
National Executive Institute Association
National Fire Protection Association
National Organization for Victim Assistance
National Safety Council
Police Executive Research Forum
Professionals Against Confidence Crime
Society of Fire Protection Engineers
Society of National Fire Academy Instructors

PUBLIC WORKS

AM/FM International
Air & Waste Management Association
American Management Association
American Public Works Association
American Society of Civil Engineers
American Society of Public Administration
American Water Works Association
Association of Metropolitan Sewerage Agencies
Association of State Wetlands
Coalition of Resource Recovery and the Environment
Combined Sewer Overflow Partnership
Cryogenic Society of America
Government Finance Officers Association
Indiana Chamber of Commerce
Indiana Society of Hazardous Materials Managers
Indiana Water Resources Association
Institute of Hazardous Materials Management
Institute of Transportation Engineers
Instrument Society of America
Instrumentation Testing Association
International Association of Synercom Users
International City/County Management Association
International Erosion Control Association

International Ozone Institute
International Right of Way Association
Municipal Waste Management Association
National Association of Flood and Stormwater management Agencies
National Association of Sewer Service Companies
National Association of Fleet Administrators
National Environmental Training Association
National Fire Protection Association
National Roadside Vegetation Management Association
National Safety Council
National Society of Professional Engineers
National Water Well Association
Refrigeration Service Engineers Society
Solid Waste Association of North America
Urban and Regional Information Systems Association
Water Environment Federation
Water Environment Federation (Financial Management)
Water Governmental Research Federation
Water & Wastewater Instrumentation Testing Association

COUNTY AUDITOR

American Institute of Certified Public Accountants
American Correctional Association
American Management Association
American Payroll Association
Association of Indiana Counties, Inc.
Central Indiana Personnel Association
Government Finance Officers' Association
Indiana Association of County Councils
Indiana Association of County Commissioners
Indiana Auditors' Association
Indiana Certified Public Accountants Society
Indiana Correctional Association
Indiana Government Finance Officers' Association
Indiana Sheriff's Association
National Association of Counties
State and Local Government Benefits Association
Society for Human Resource Management

COUNTY COMMISSIONERS

Indiana Association of County Commissioners

COUNTY TREASURER

Association of Indiana Counties
Central Indiana Cash Management Association
Government Finance Officers Association
Indiana Association of County Treasurer
Indiana Government Finance Officers Association
Municipal Treasurers' Association
National Associations of County Treasurers and Finance Officers

CLERK OF CIRCUIT COURT

Association of Indiana Clerks of Circuit Court
Association of Indiana Counties
International Association of Clerks, Recorders,
Elected Officials, Treasurers

COUNTY RECORDER

Indiana Recorders' Association
National Association of County Clerks and Recorders

COUNTY EXTENSION SERVICE

The American Dietetics Association
The Community Development Society
Indiana Extension Agents' Association
National Association of County Agricultural Agents
National Association of Extension Home Economists
National Association of Extension 4-H Agents

COUNTY SURVEYOR

American Congress on Surveying and Mapping
AM/FM International
Central Indiana Chapter of ISPLS
County Surveyors' Association
International Right-of-Way Association
National Association of County Surveyors
Professional Engineers and Land Surveyors
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Society of Professional Land Surveyors
Urisa

COUNTY SHERIFF

American Correctional Association
American Polygraph Association
American Society of Law Enforcement Trainers
Associated Public Safety Communications Officers, Inc.
Community Service Council
Government Finance Officers Association
Indiana Association of Chiefs of Police
Indiana Correctional Association
Indiana Polygraph Association
Indiana Sheriffs' Association
Indiana State Board of Health
Indianapolis Chamber of Commerce
International AFIS Users Association (NEC)
International Arson Association
International Association of Bomb Investigators
International Association of Identification Officer
International Chiefs of Police
International Narcotics Enforcement Association
International Television Association
Internet, Inc.
Law Enforcement Intelligence Unit
Magoclen Intelligence Association
Midwest Gang Investigator's Association
National Bunko Investigator's Association
National Rifle Association (The)
National Sheriffs' Association
Personnel Association of Indianapolis
Professional Photographers' Association

COUNTY CORONER

American Academy of Forensic Sciences, Inc.
Indiana Coroners' Association
International Association of Coroners and Medical Examiners
International Homicide Investigators Association
International Reference Organization in Forensic Medicine (INFORM)
National Association of Chiefs of Police
National Association of Indiana Counties

COUNTY PROSECUTOR

Association of Government Attorneys in Capital Litigation
Association of Indiana Prosecuting Attorneys
Community Service Council

Domestic Violence Network
Eastern Regional Interstate Child Support Association (ERICSA)
Indiana Victim Assistance Network
Indianapolis Bar Association
International Association of Chiefs of Police
Marion County Council on Adolescent Pregnancy
National Association of Chiefs of Police
National Child Support Enforcement Association
National Council on Crime & Delinquency
National District Attorneys' Association
National Victim Center

MARION COUNTY COMMUNITY CORRECTIONS AGENCY

American Correctional Association
American Jail Association
Association of Indiana Counties
Indiana Correctional Association
Indiana Association of Community Corrections Act Counties (IACCAC)
National Association of Counties

ASSESSORS

AM/FM International
American Society of Surveyors and Mappers
Association of Indiana Counties
Central Indiana Autocad Users Alliance
Generation 5 Users Group (National)
GEO/SQL Users Group - Midwest Region
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Assessors' Association
Indiana County Assessors' Association
International Association of Assessing Officials
National Association of Counties
National Association of Independent Fee Appraisers
North Central Regional Association of Assessing Officers
Urban and Regional Information Systems Association

METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY

Association of Public Safety Communications Officials International, Inc.
Central Indiana Netware Users Group
Motorola Data Users Group
Motorola Trunked Users Group
National Emergency Number Association
STATAGY (Stratus Users Group)
Tiburon Users Group

PUBLIC WELFARE

American Public Welfare Association
Child Abuse and Neglect Council of Marion County
Family Support Center
Indiana State Association of County Welfare Directors
National Center for the Prevention of Child Abuse - Indiana Chapter
National Welfare Fraud Association

INFORMATION SERVICES AGENCY

Amdahl Users Group
American Management Association
American Society for Training and Development
Association for Information and Image Management
CICS User Group
Central Indiana Chapter of American Society for Training and Development
Central Indiana Educators in Data Processing
Computer Operations Management Association
Dyleague

Data Processing Management Association
Electronic Mail Association
Ernest & Young Management Forum on Information Technology
FAMIS User Group
Gartner Group
Government Finance Officers Association
Government Management Information Systems
Government Technology Association
Group 1 User's Group
Help Desk Institute
Indiana Assessor's Association, Inc.
Indiana Help Desk
Indiana Telecommunications User Association
Indiana/Kentucky Datacom User Group
Indianapolis Computer Society
Indianapolis Personal Computer User's Group
Indianapolis Training Consortium
Information Center Users' Association
Infopac Users Group
Midwest Contingency Planners
National Systems Programmers' Association in Data Processing
Public Technology, Inc.
Seven Midwest Use Group
Share, Inc.
Society for Information Management
TOSS User Group

JUDICIARY

Academy of Family Mediators
American Association of Law Libraries
American Bar Association
American Correctional Association
America Correctional Training
American Court Alcohol and Drug Coalition
American Judges Association
American Judicature Society
American Management Association
American Probation and Parole Association
American Trial Lawyers' Association
Association of Family and Conciliation Courts
Central Indiana Area Library Services Authority
Child Abuse and Neglect Council
Correctional Accreditation Managers Association
Court Alcohol & Drug Coalition
Domestic Violence Network
Indiana Association of Mediators
Indiana Correctional Association
Indiana Council of Juvenile and Family Court Judges
Indiana Counseling Association on Alcohol and Drug Abuse
Indiana Court Coalition of Alcohol and Drug Services
Indiana Judges' Association
Indiana Public Defender Council-Case Update
Indiana State Bar Association
Indiana Supreme Court Disciplinary Commission
Indiana Trial Lawyers' Association
Indianapolis Bar Association
Indianapolis Substance Abuse Forum
Institute for Court Management
International Association of Family Law
Marion County Bar Association
Marion County Juvenile Delinquency Prevention Council
Mediation Association of Indiana
National Association of Community Service Sentencing

National Association for Court Management
National Association of Pretrial Services Agencies
National Association of Social Workers
National Association for Victims' Assistance
National Association of Women Judges
National Bar Association
National Council on Family Relations
National Council of Juvenile and Family Court Judges
National Council on Crime and Delinquency
National CASA Association
National College of Probate Judges
National Criminal Justice Association
National Institute for Trial Advocacy
National Juvenile Detention Association
National Legal Aid and Defenders' Association
National Reciprocal and Family Support Enforcement Association
Ohio Regional Association of Law Libraries
P.A.C.E.
Probation Officers Professional Association of Indiana, Inc.

FORENSIC SERVICES AGENCY

American Academy of Forensic Sciences (AAFS)
American Association of Blood Banks (AABB)
American Society of Crime Laboratory Directors (ASCLD)
American Society of Testing and Materials (ASTM)
Association of Firearms & Toolmark Examiners (AFTE)
Biological Photographer's Association (BPA)
British Forensic Science Society
California Association of Criminalists (CAC)
Canadian Society of Forensic Sciences (CSFS)
Clandestine Laboratory Investigating Chemists (CLIC)
Electrophoresis Society
Forensic Genetics Association
International Association of Bloodstain Pattern Analysts (IABPA)
International Association of Arson Investigators (IAAI)
International Wound Ballistics Association (IWBA)
International Association of Identification (IAI) & Indiana Division (IAI)
International Cartridge Collectors' Association (ICCA)
Mid-Atlantic Association of Forensic Science (MAAFS)
Midwestern Association of Forensic Sciences (MAFS)
National Automatic Pistol Collectors' Association
National Fire Protection Association (NFPA)
National Rifle Association (NRA)
National Society of Testing and Materials (ASTM)
Northeastern Association of Forensic Scientists (NEAFS)
Northwestern Association of Forensic Scientists (NWAFS)
Southern Association of Forensic Scientists (SAFS)
Southwestern Association of Forensic Scientists (SWAFS)

Section 4.07. Parks Funds for the City of Lawrence.

The appropriation of \$325,455 in Section 1.01(n) from the Park General Fund from the Department of Parks and Recreation for Other Services and Charges is appropriated only for payment to the City of Lawrence and in two equal installments, one on June 30, 1997, and one on December 31, 1997, subject only to the provision that the fiscal officer of the City of Lawrence shall deposit such payment into a special non-reverting operating fund established under IC 36-10-3-22(b)(1), that this fund shall be used by the City of Lawrence only for park purposes in accordance with IC 36-10-1-2, and that the City of Lawrence shall make all park and recreation facilities and programs within its jurisdiction available during 1997 to all citizens of Marion County on the same basis as they are available to citizens of the City of Lawrence.

ARTICLE FIVE
COMPENSATION OF OFFICERS AND EMPLOYEES

Section 5.01. Elected Officers.

Pursuant to IC 36-3-6-2, the annual compensation of elected officers of the consolidated city and county are fixed for the calendar year 1997 and thereafter, as follows:

(a) Mayor. Effective January 1, 1997, the compensation for the mayor of Indianapolis as an annual salary for the calendar year 1997 and thereafter until modified, shall be Eighty-three Thousand Two Hundred Eleven Dollars (\$83,211) and a deferred compensation plan funded by contributions equaling Seven Thousand Five Hundred Dollars (\$7,500) which amounts for each year shall be in addition to the use of an automobile, an account for expenses incurred in the performance of the duties of office, and participation in other employee benefits on the same basis as other city employees.

(b) Elected County Officers. Effective January 1, 1997 the annual compensation of the elected county officers for the calendar year 1997 and thereafter until modified shall be as follows:

(1) an annual salary of:

a. County Assessor	51,484
b. County Auditor	55,867
c. County Clerk	55,867
d. County Coroner	30,741
e. County Recorder	48,454
f. County Surveyor	46,124
g. County Treasurer	55,867
h. Center Township Assessor	49,324
i. Decatur Township Assessor	38,390
j. Franklin Township Assessor	38,390
k. Lawrence Township Assessor	43,068
l. Perry Township Assessor	43,068
m. Pike Township Assessor	43,068
n. Warren Township Assessor	47,854
o. Washington Township Assessor	47,854
p. Wayne Township Assessor	47,854

(2) and a deferred compensation plan funded by contributions equaling eight percent (8%) of the officer's annual salary.

(3) The county assessor, county auditor and county treasurer, as ex-officio county commissioners, in addition to other compensation may be provided the use of an automobile.

(4) The salary for the county sheriff shall be Twenty-eight Thousand Two Hundred Fifty Dollars (\$28,250), which shall be increased to Eighty-eight Thousand Two Hundred Fifty Dollars (\$88,250) per annum if the sheriff has entered into a salary contract pursuant to either applicable ordinance or IC 36-2-13-2.5

(5) All elected county officers shall be entitled to participate in other employee benefits on the same basis as other county employees.

(c) Elected judges and prosecuting attorneys. The salaries of the judges of the circuit and superior courts are established by statute and paid by the state, provided that pursuant to IC 36-3-6-3(c), this budget appropriates the amounts necessary to increase the salary of each such judge and prosecuting attorney by the sum of Five Thousand Dollars (\$5,000) per year.

(d) City-County Council. Effective January 1, 1997, the annual compensation of members of the city-county council for the calendar year 1997 and thereafter until modified shall be as follows:

(1) Each member of the city-county council shall receive an annual salary in an amount equal to twelve (12) percent of the annual salary of the mayor as fixed in subsection (a).

- (2) Each member of the city-county council shall receive, in addition to the annual salary, a per diem allowance of One Hundred Twelve Dollars (\$112) for each regular council meeting attended, not to exceed twenty-one (21) in any calendar year, attendance to be determined solely on the basis of the roll call taken at the opening of each regular meeting.
- (3) Each member of the city-county council, in addition to the annual salary and per diem for council meetings, shall receive a per diem of Sixty-two Dollars (\$62) for attendance at each meeting of a committee of which he is a member, not to exceed forty (40) meetings in any calendar year. The council may authorize the per diem fee to be paid to a member representing the council on a specific council assignment.
- (4) In addition to the annual salary and per diem fees, the officers of the council shall receive the following additional compensation:
 - a. The president shall be paid an additional annual compensation of One Thousand Nine Hundred Eighty-two Dollars (\$1,982);
 - b. The vice president, majority leader and minority leader shall be paid an additional annual compensation of One Thousand Three Hundred Twenty Dollars (\$1,320); and
 - c. The chairman of each standing committee for the president of each special service district council shall be paid an additional annual compensation of Seven Hundred Ninety-seven Dollars (\$797).
 - d. The chairman of each special committee shall be paid an additional monthly compensation of Sixty-six Dollars (\$66) for each calendar month during which the committee meets.

No member shall be entitled to but one additional compensation as provided in this paragraph

- (4) The right to each such additional compensation shall be established by the council rules and resolutions providing for the organization of the council or the establishment of the special committee.
- (5) Members of the city-county council, as part-time employees, may participate in employee benefit programs on the same basis as other elected and part-time employees of the City of Indianapolis.

Section 5.02. Annual Compensation of Employees of the Consolidated City and County.

(a) Pursuant to IC 36-3-6-3, the City-County Council fixes the annual compensation for the calendar year 1997 for all appointed officers, deputies and employees under its jurisdiction, as set forth in this section.

(b) The Annual Compensation for 1997 for all appointed officers, deputies and employees of the Consolidated City, except those of a special services district and the city-county council, is hereby fixed for all classified personnel as follows:

- (1) as set forth in the following schedule:

CITY OF INDIANAPOLIS SALARY GRADE SCALE AS OF JANUARY 1, 1997					
Grade	Minimum	1st Quarter	Midpoint	3rd Quarter	Maximum
9	\$47,848	\$59,811	\$71,772	\$83,735	\$95,696
8	\$40,947	\$51,184	\$61,420	\$71,657	\$81,893
7	\$35,038	\$43,798	\$52,556	\$61,316	\$70,075
6	\$30,264	\$37,830	\$45,397	\$52,962	\$60,528
5	\$26,132	\$32,665	\$39,198	\$45,730	\$52,263
4	\$22,350	\$27,938	\$33,526	\$39,114	\$44,701
3	\$19,115	\$23,893	\$28,673	\$33,451	\$38,229
2	\$16,346	\$20,433	\$24,519	\$28,606	\$32,692
1	\$13,978	\$17,472	\$20,966	\$24,461	\$27,955

- (2) hourly employees in a bargaining unit shall be paid in accordance with the terms of the Master Agreement as approved by the Mayor.

Such compensation shall not be increased without approval of the Council or in accordance with such wage and salary classification ordinance as may from time to time be adopted for city-county employees. For employees of the City-County Council, the President of the City-County Council shall classify all employees of the Council pursuant to the pertinent rules and regulations of the Council and establish their rates of compensation.

(c) For all appointed officers, deputies and employees, whose compensation is payable from the County General Fund or any other fund from which the County auditor issues warrants for compensation, are hereby fixed in accordance with schedules of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County provided; however, that this subsection shall not affect the salaries of judges, officers of courts, prosecuting attorneys and deputy prosecuting attorneys whose minimum salaries are fixed by statute.

(d) The respective amounts set forth in Sections 1.01 and 1.02 of this ordinance for personal services are hereby appropriated and include all salaries, wages, compensation and fringe benefits associated therewith. No person whose compensation is subject to the jurisdiction of the Council shall be paid in excess of the amounts scheduled for such position pursuant to subsections (b) or (c) of this section without action by this Council.

(e) The scheduled annual salaries shall be paid on the basis of forty hours per week for hourly paid employees. Employees classified as "exempt" for purposes of the Federal Fair Labor Standards Act shall be salaried and such salaries paid on an annualized basis, and shall be required to regularly work a forty-hour (40) week, except for certain county offices which normally work only thirty-seven and one-half (37½) hours per week in which case the salary scheduled shall be reduced by 1/16 of the scheduled compensation.

Section 5.03. No Vested Rights Created.

The respective amounts specified for "Personal Services" in Sections 1.01 and 1.02 are appropriated subject to this section. No officer or employee, except elected officers whose salaries are stated in Section 5.01, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

Section 5.04. Enforcement.

Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this article or Sections 1.01 or 1.02, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

ARTICLE SIX SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

Section 6.01. Summary of Consolidated City Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Consolidated County	35,653,564	22,254,181	14,554,682	8,408,250,827	\$0.1731
Federal Grants	24,412,609	24,575,004	0	0	0.0
Redevelopment General	1,226,404	722,382	534,776	7,864,356,859	0.0068

September 30, 1996

Sanitation General	45,129,816	51,386,868	0	0	0.0
State Grants	10,164,204	10,164,204	0	0	0.0
Solid Waste Disposal	10,825,341	10,366,418	0	0	0.0
Flood Control General	1,016,118	1,394,231	0	0	0.0
Maintenance Operations General	24,285,175	22,449,908	2,017,980	8,408,250,827	0.0240
Transportation General	26,383,572	30,631,070	0	0	0.0
Parking Meter	2,059,546	1,639,697	0	0	0.0
Park General	19,999,781	6,238,913	14,100,637	8,408,250,827	0.1677
City Cumulative Capital Development	12,450,000	2,199,062	11,049,421	7,864,356,859	0.1405
Consolidated County Cumulative Capital Dev.	4,500,000	3,957,451	0	0	0.0
City General Sinking	1,599,741	184,746	1,391,991	7,864,356,859	0.0177
Redevelopment General Sinking	563,575	67,728	487,590	7,864,356,859	0.0062
Sanitary District Sinking	15,967,071	2,232,375	14,047,661	7,714,256,506	0.1821
Flood Control District Sinking	3,012,688	355,683	2,732,682	8,408,250,827	0.0325
Metropolitan Thorough- fare District Sinking	7,179,654	826,930	6,600,477	8,408,250,827	0.0785
Metropolitan Park District Sinking	2,302,027	265,919	2,085,246	8,408,250,827	0.0248
Total	248,730,886	191,912,770	69,603,143		0.8539

Section 6.02. Summary of County Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
County General	131,663,076	55,414,885	77,358,871	8,248,093,668	0.9379
Property Reassessment	2,704,770	306,161	1,492,905	8,248,093,668	0.0181

Surveyor's Corner Perpetuation	37,779	30,000		8,248,093,668	
Supplemental Adult Probation Fees	1,270,119	1,200,000		8,248,093,668	
Juvenile Probation Fees	101,670	60,000		8,248,093,668	
Guardian Ad Litem	60,300	60,300		8,248,093,668	
County User Fee	1,141,459	1,025,000		8,248,093,668	
Alcohol and Drug Services	324,145	380,000		8,248,093,668	
County Extradition	125,872	60,000		8,248,093,668	
Law Enforcement	608,733	545,000		8,248,093,668	
Drug Free Community	625,673	-0-		8,248,093,668	
Sheriff's Continuing Education	80,000	80,000		8,248,093,668	
Pre-Trial Diversion Program	-0-	(9,345)		8,248,093,668	
Local Emergency Planning and Right to Know	67,500	-0-		8,248,093,668	
Law Enforcement Equitable Share	1,974,570	580,000		8,248,093,668	
Marion County Cumulative Capital Dev.	5,576,300	(2,713,801)	7,728,464	8,248,093,668	0.0937
Supplemental Public Defender	358,840	360,000		8,248,093,668	
County Recorder's Perpetuation	259,048	900,000		8,248,093,668	
Information Services Agency	16,917,307	16,741,346		8,248,093,668	
Total	163,897,161	75,019,546	86,580,240		1.0497

ARTICLE SEVEN
LEVY OF PROPERTY TAXES

Section 7.01. Tax Levies for Consolidated City and Its Special Taxing Districts.

(a) CONSOLIDATED COUNTY FUND. For the use and benefit of the Consolidated County Fund for the county-wide functions of the consolidated city, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, the sum of seventeen and thirty-one hundredths cents (\$.1731) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of said Marion County, which taxes, when collected, shall be paid into the Consolidated County Fund.

(b) CITY SINKING FUND. For the use and benefit of the City Sinking Fund, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, the sum of one and seventy-seven hundredths cents (\$.0177) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the City Sinking Fund.

(c) INDIANAPOLIS CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Indianapolis Cumulative Capital Development Fund, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, the sum of fourteen and five hundredths cents (\$.1405) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Cumulative Capital Development Fund.

(d) SPECIAL TAXING DISTRICTS' FUNDS. For the use and benefit of the Consolidated City of Indianapolis, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, on the assessed valuation of taxable property of the City of Indianapolis, a consolidated city or in the applicable special taxing district thereof, as assessed and returned for taxation in said City, all of which levies are duly authorized by specific law, tax rates as follows:

- (1) REDEVELOPMENT GENERAL FUND: Zero and sixty-eight hundredths cents (\$.0068) for the Redevelopment General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (2) MAINTENANCE OPERATION GENERAL FUND: Two and forty hundredths cents (\$.0240) for the Maintenance Operation General Fund for each one hundred dollars (\$100.00) valuation of the flood control special taxing district, taxable property, County Assessed Valuation;
- (3) TRANSPORTATION GENERAL FUND: Zero cents (\$.0000) on each one hundred dollars (\$100.00) valuation of the Metropolitan Thoroughfare Special Taxing District property, County Assessed Valuation;
- (4) PARK GENERAL FUND: Sixteen and seventy-seven hundredths cents (\$.1677) for the Park General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (5) REDEVELOPMENT DISTRICT SINKING FUND: Zero and sixty-two hundredths cents (\$.0062) for the Redevelopment Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (6) SANITARY DISTRICT SINKING FUND: Eighteen and twenty-one hundredths cents (\$.1821) for the Sanitary District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district;
- (7) FLOOD CONTROL DISTRICT SINKING FUND: Three and twenty-five hundredths cents (\$.0325) for the Flood Control District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (8) PARK DISTRICT SINKING FUND: Two and forty-eight hundredths cents (\$.0248) for the Park District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district property, County Assessed Valuation;

- (9) METROPOLITAN THOROUGHFARE SINKING FUND: Seven and eighty-five hundredths cents (\$.0785) for the Metropolitan Thoroughfare Sinking Fund on each one hundred dollars (\$100.00) valuation on such special taxing district, taxable property, County Assessed Valuation.

Section 7.02. Tax Levies for Marion County Government for 1997.

(a) CONSOLIDATED COUNTY FUND. For the use and benefit of the County General Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of ninety-three and seventy nine hundredths cents (\$.9379) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County General Fund in the County Treasury.

(b) MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Marion County Cumulative Capital Development Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of nine and thirty seven hundredths cents (\$.0937) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Marion County Cumulative Capital Development Fund in the County Treasury.

(c) COUNTY BOND SINKING FUND. For the use and benefit of the County Bond Sinking Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of zero hundredths cents (\$.0000) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Bond Sinking Fund in the County Treasury.

(d) PROPERTY REASSESSMENT FUND. For the use and benefit of the 1997 Reassessment Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of one and eighty one hundredths cents (\$.0181) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Property Reassessment Fund.

Section 7.03. Tax Levies for Municipal Corporations.

(a) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY FUND. For the use and benefit of the Indianapolis-Marion County Public Library Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1996, collectible in the year 1997, a tax rate of twenty-nine and sixty-five hundredths cents (\$.2965) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(b) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY SINKING FUND. For the use and benefit of the Indianapolis-Marion County Public Library Sinking Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1996, collectible in the year 1997, a tax rate of one and twenty-three hundredths cents (\$.0123) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(c) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND. For the use and benefit of the Indianapolis Public Transportation Corporation General Fund, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, the sum of nine and sixty-three hundredths cents (\$.0963) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation General Fund.

(d) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND SINKING FUND. For the use and benefit of the Indianapolis Public Transportation Corporation Bond Sinking Fund, there is hereby levied and assessed, in the year 1996, collectible in the year 1997, the sum of one and forty-five hundredths cents (\$.0145) on each one hundred dollars (\$100.00) of the assessed valuation of the

taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation Bond Sinking Fund.

(e) **HEALTH AND HOSPITAL FUND.** For the use and benefit of the Health and Hospital Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of seventy-six and eighty-three hundredths cents (\$.7683) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Fund.

(f) **HEALTH AND HOSPITAL BOND FUND.** For the use and benefit of the Health and Hospital Bond Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of two and twenty-eight hundredths cents (\$.0228) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

(g) **HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND.** For the use and benefit of the Health and Hospital Cumulative Building Fund, there is hereby levied and assessed in 1996, collectible in the year 1997, the sum of twenty hundredths cents (\$.0020) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Cumulative Building Fund.

ARTICLE EIGHT COLLECTION AND EFFECTIVE DATE

Section 8.01. Collection of Tax Levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate. The County Treasurer of such county, ex-officio City Treasurer, is hereby ordered and directed to collect the levies stated in Section 7.01 for the City of Indianapolis, a Consolidated City, and its special taxing districts, and make due report thereof as provided by law.

Section 8.02. Effective Date.

This ordinance shall be in full force and effect beginning January 1, 1997, after passage by the City-County Council, approval by the Mayor, (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law; except that, any part of this ordinance providing for the budget or appropriating money for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 476, 1996. The proposal is an appropriation of \$123,333 for the Department of Parks and Recreation to enter into a long-term partnership agreement with the City of Lawrence to provide an enhanced and comprehensive array of parks and recreation services to the citizens of northeast Marion County financed by the unappropriated and unencumbered Parks General Fund. Councillor Coonrod moved, seconded by Councillor Dowden, to "strike" Proposal No. 476, 1996. Proposal No. 476, 1996 was stricken by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 523, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 523, 1996 on August 20, 1996. On September 9, 1996 the Council voted to return it to Committee, and it was heard again on September 24, 1996. The proposal amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications. By a 6-1 vote, the Committee reported the proposal to the Council with the

recommendation that it do pass as amended. Councillor Schneider deferred to Councillor Franklin, the sponsor of the proposal.

Councillor Franklin moved to amend Proposal No. 523, 1996 by deleting Chapter 808 due to this chapter being inadvertently left in the proposal. Councillor Schneider seconded the motion, and Proposal No. 523, 1996 was amended by a unanimous voice vote.

Councillor Franklin explained the proposal and discussions which had taken place. He stated that the proposal converts the occupational licenses into a one-time, no-fee registration. This change will eliminate the annual license fee and paperwork associated with license renewal. The registration requirement will remain as a useful enforcement tool, with fines for violation increasing substantially. Councillor Franklin stated that, if adopted, this proposal would eliminate at least 3,246 currently required business and occupational licenses, and would save citizens and businesses approximately \$157,000 in direct fees. He explained the amendments which had been made to the proposal during Committee hearings. He stated that enforcement would not be reduced, and that compliance checks which are currently made on licenses will be made on registrations. Registrations will be terminated on the same basis that licenses are presently revoked.

Councillor Black moved to amend Proposal No. 523, 1996 by deleting Chapter 836, Kennel, Pet Shop, Groomer, and Stable Registration. He stated that annual license fees should be kept if this City intends to maintain and enforce compliance with the law, and that neglect in animal-related businesses results in suffering, disease, and death. Marsha Springs, Executive Director of the Humane Society, expressed her support of this amendment. Councillor Talley seconded the motion, and the motion failed on a voice vote. Councillor Short called for division. The motion to amend Proposal No. 523, 1996 failed on the following roll call vote; viz:

13 YEAS: Black, Boyd, Brents, Coughenour, Golc, Gray, Hinkle, Jones, Moriarty Adams, O'Dell, Short, Talley, Williams

15 NAYS: Borst, Bradford, Cockrum, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, Schneider, SerVaas, Shambaugh, Smith, Tilford

1 ABSENT: Gilmer

Councillor Coughenour asked Mark Mertz, Chief Counsel, Office of Corporation Counsel, to explain the proceedings resulting in revocation of a registration due to violation. Mr. Mertz stated that when investigating an allegation of violation, a two-week notice to the business owner is required, and usually a Controller's hearing is held within two to three weeks after the matter is brought to the attention of the Controller. He stated that operations are not suspended until a decision has been reached; however, the Controller's office has the authority and legal mechanisms to suspend business operation in the event of an emergency or a situation that is adverse to public health or welfare. Councillor Coughenour asked Mr. Mertz if there would be a penalty if a business did not notify the Controller that they would be going out of business. Mr. Mertz stated that failure to notify the Controller would be a violation of the ordinance and the business would be referred to the general penalties provision to be prosecuted. She stated that she was in opposition to Proposal No. 523, 1996 because she did not feel it would really make a difference in regulation adherence or enforcement.

Councillor Williams stated that she was still concerned about considering commercial parking a small business and including it in this proposal, and added that she was also skeptical about

enforcement. Councillor Franklin stated that all parking facilities were not owned by large companies like Dennison Parking, and that small businesses are not determined by the amount of lots or stores in operation.

Councillor Cockrum asked if the Sheriff's Department would be included in the guidance for enforcement. Councillor Schneider stated that they would.

Councillor Borst stated that he was glad the proposal went back to Committee to allow more public input. He added that he felt this proposal was really not saving any money or regulations, and that he would reserve judgement as to whether or not enforcement would actually be improved.

Councillor Franklin moved, seconded by Councillor Schneider, for adoption. Proposal No. 523, 1996, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Borst, Bradford, Cockrum, Coonrod, Curry, Dowden, Franklin, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

8 NAYS: Black, Boyd, Brents, Coughenour, Golc, Gray, Hinkle, Jones

1 ABSENT: Gilmer

Proposal No. 523, 1996, as amended, was retitled GENERAL ORDINANCE NO. 138, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 138, 1996

A GENERAL ORDINANCE amending Art. III, Div. 3 of Chapter 6, ten articles of Chapter 17, and Art. IV, Div. 4 of Chapter 28 of the "Code of Indianapolis and Marion County, Indiana" to replace the licensure of various business activities with a system of registrations, and to remove the requirement of annual fees and renewal applications therefor; recodifying the same as part of Title IV of the "Revised Code of the Consolidated City and County;" and making certain other technical amendments to the code.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 17-1 of the "Code of Indianapolis and Marion County, Indiana" concerning general licensing definitions is hereby amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follow:

Sec. 17-1. Definitions.

(a) As used in this chapter, the following terms shall have the meanings ascribed to them in this section:

Application means the written form provided by the controller upon which a person may apply for a license, or register, as provided by this chapter, and includes the words "registration forms."

Business shall mean and include means and includes all kinds of vocations, occupations, professions, enterprises, establishments and all other kinds of activities and matters, together with all devices, vehicles and appurtenances used therein, which are conducted directly or indirectly, on any premises in this city or anywhere else within the jurisdiction of the city.

Insignia shall mean means any sort of tag, badge, plate or emblem which may be issued by the controller and required to be used or displayed by a licensee.

License shall mean and include includes the word words "registration," "certificate of registration," and "permit," and shall mean means the privilege of carrying on a specified business within the city;

however, ~~both~~ registrations, permits and licenses each may be granted where specifically authorized under this Code.

~~Licensee shall include~~ includes the ~~word~~ words "registrant" and "permittee" and ~~shall mean~~ means:

- (1) the person to whom a current license, registration or permit has been granted and his agents and employees; and
- (2) any person who is required to obtain a license, registration or permit under this chapter but has failed to do so, and his agents and employees.

~~Premises shall include~~ means and includes all lands, structures, places, the equipment and appurtenances connected with or used in any business, and also any personal property which is either affixed to or is otherwise used in connection with any business.

~~Public welfare shall mean~~ means the prosperity, well-being and convenience of the inhabitants of the city, either as a whole or in some limited group.

(b) Under the definitions provided in this section, all the rights, duties, responsibilities, conditions, restrictions, enforcement, and other procedures including provisions for the suspension or revocation of licenses, which are provided in this chapter and which have general application to licenses and licensees, shall apply with equal force to the following:

- (1) registrations and permits; and
- (2) registrants, permittees, and persons who were required to obtain a registration or permit but failed to do so; unless the context in which the words "license" or "licensee" are used clearly indicates otherwise.

SECTION 2. Section 17-33 of the "Code of Indianapolis and Marion County, Indiana" concerning the issuance of licenses is hereby amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Sec. 17-33. Issuance; terms.

(a) Licenses may be issued for annual, semiannual or shorter periods, or for special occasions. An issuance fee of two dollars (\$2.00) shall be paid to the controller for each license or renewal issued by him. Special or regular permits, registrations, and renewals of registrations may be issued, but no issuance fee shall be payable therefor unless specifically required by law.

(b) All annual licenses issued by the controller for an existing or new business shall expire on the first day of January of the following calendar year. All renewals of annual licenses, other than automatic renewals of registrations, shall be applied for in January and shall be dated on or as of the first day of January of the year of issuance. All semiannual licenses shall be applied for within the month following their expiration and shall be dated on or as of either the preceding first day of January or the preceding first day of July of each year, depending upon the date of issuance. All other licenses for shorter periods, including temporary licenses for some specific time or purpose shall be dated on or as of the date of issuance.

(c) Unless otherwise specifically provided by law, the license fee for the entire year shall be paid by each person applying for and issued an annual license prior to the first day of July of any year. For any annual license issued after the first day of July and before the first day of October, one-half of the annual fee shall be paid; and for any annual license issued on or after the first day of October, one-fourth of the annual premium shall be paid. In the case of semiannual licenses, the applicant shall pay the entire fee if applied for and issued at any time during the first three (3) calendar months thereof. The controller shall inscribe upon each license certificate issued by him the amount of the full fee and also the amount of the license fee charged where less than the full fee is paid.

(d) Licenses or permits may be issued by the controller for some specific purpose or event, or for a fixed period of time less than a semiannual term, whenever authorized by this Code, and, except for the term and license fees, they shall be subject to all other provisions of this chapter and Code.

(e) All licenses shall be issued upon the condition that the licensee comply with all laws and ordinances, all regulations promulgated thereunder, and the orders and decisions of all public officials which pertain to the business and premises. All licenses shall be subject to revocation or suspension by the controller for any violation of law by the licensee.

SECTION 3. Section 17-48 of the "Code of Indianapolis and Marion County, Indiana" concerning notice of license expirations is hereby amended by the addition of the language which is underscored to read as follows:

Sec. 17-48. Notice of expiration of license; notice of cessation of business.

(a) The controller may send a written notice to a licensee notifying him that his license is about to expire and may enclose a statement of the license fees and other charges which are due if the license is to be renewed.

(b) For each license or registration which may be renewed automatically and without application for renewal, the holder thereof shall give written notice to the controller if the licensed or registered business ceases to operate.

SECTION 4. Article III, Division 3 of Chapter 6 of the "Code of Indianapolis and Marion County, Indiana" concerning kennels, pet shops, and stables is hereby amended and recodified as Chapter 836 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 836

DIVISION 3. KENNEL, PET SHOP, AND STABLE LICENSES REGISTRATIONS

Sec. 836-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them in this section.

Kennel means a facility operated commercially and principally for the purpose of boarding, housing, grooming, breeding or training dogs or cats, or both; a kennel, for purposes of this chapter, shall not include a facility in or adjoining a private residence where dogs are kept for the hobby of the householder using them for hunting, practice tracking, exhibiting in shows or field or obedience trials or for the guarding or protecting of the householder's property, and an occasional sale of puppies or kittens by the owner, lessee or other occupant of such property shall not make that property a kennel for the purposes of this chapter.

Pet shop means a facility operated commercially and principally for the purpose of selling animals which in the hands of their immediate purchasers will be pets.

Stable means a facility operated commercially and principally for the purpose of lodging and feeding domestic animals.

Sec. 6-90 836-2. When Registration required.

(a) It shall be unlawful for any person to own or operate a kennel, pet shop or stable within the city, unless a ~~the~~ kennel, pet shop or stable license, respectively, ~~issued by the city is first obtained therefor~~ first is registered with the controller; however, the provisions of this section shall not be applicable to kennels operated by a veterinarian as a part of ~~this veterinary~~ the veterinarian's medical clinic.

(b) Each kennel, pet shop or stable shall ~~be required to hold~~ require only one (1) license and pay one ~~(1) fee-registration~~, although it may operate as more than one type of facility.

(c) ~~Any person failing to comply with the licensing requirements of this section shall be punishable by a fine in the amount of ten dollars (\$10.00) multiplied by each day the person should have been licensed but was not.~~

(c) When a kennel, pet shop or stable is registered pursuant to this chapter, the controller shall issue a certificate of registration therefor.

Sec. 6-91 ~~836-3.~~ ~~License period~~ Annual inspection; registration term; renewal fee.

(a) Prior to the issuance of a certificate of registration or renewal of registration, the controller shall cause an inspection of the kennel, pet shop or stable to be made by the animal control division to determine whether the applicant or registrant is qualified under this chapter. The animal control division shall report its findings to the controller.

(b) Each kennel, pet shop or stable license registration issued pursuant to this division chapter shall expire twelve (12) months from the date of its issuance and require, prior to its issuance or renewal, payment of a fee in the amount of fifty dollars (\$50.00); be valid for a period of one (1) year. If the controller determines that the registrant remains qualified and has operated as required by this chapter, the controller shall renew the registration automatically and without application for renewal by the registrant, unless at the time of renewal the registration

(1) has been revoked or suspended, or

(2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 6-92. ~~Transferability.~~

~~Any unexpired kennel, pet shop or stable license issued pursuant to this division shall be transferable upon written notification to the controller or his agents of the transferee's name and address, the date the license was issued, the license number and the payment of a transfer fee of one dollar (\$1.00).~~

Sec. 6-93 ~~836-4.~~ Display.

A kennel, pet shop or stable license issued pursuant to this division certificate of registration shall at all times be displayed prominently in the business office of the licensed kennel, pet shop or stable.

Sec. 6-94 ~~836-5.~~ Requirements for kennels, pet shops and stables.

(a) In addition to obtaining the license registration required by this division chapter, all kennels, pet shops and stables within the city shall:

(1) Be operated in such a manner as not to constitute a nuisance;

(2) Provide an isolation ward for boarded animals which are sick or diseased sufficiently removed so as not to endanger the health of other animals;

(3) Retain the name, address and telephone number of the owner and the license number of each dog or cat boarded;

(4) Retain the name and address of each person selling, trading or giving any animal to the kennel;

(5) Keep all boarded animals caged or under the control of the owner or operator of the kennel, pet shop or stable;

(6) With respect to all animals in the kennel, pet shop or stable, whether or not owned by the kennel, comply with all the requirements of the chapter for the general care of animals; and,

(7) Comply with all applicable federal, state and local laws, and all applicable regulations respecting kennels which are adopted by the department of public safety, and in effect from time to time;

(b) The owner or operator of all kennels and pet shops within the city shall:

(1) File a monthly notice of sale with the city controller within ten (10) days of the last day of any month in which the kennel or pet shop has sold one (1) or more dogs or cats; the notice of sale shall include the name, address and telephone number of the purchaser, as well as the age, sex and breed of the dog or cat sold; and,

- (92) Supply purchaser with an application for animal license, the form of which is prescribed by the controller.
- (3) Retain the name, address and telephone number of the owner and the license number of each dog or cat boarded, and retain the name and address of each person selling, trading or giving any animal to the kennel or pet shop; and
- (4) Not sell animals which are unweaned or so young or weak that their sale would be injurious to the animals.

~~Sec. 6-95. Requirements for pet shops.~~

~~In addition to obtaining the license required by this division, all pet shops within the city shall:~~

- ~~(1) Be operated in such a manner as not to constitute a nuisance;~~
- ~~(2) Provide an isolation ward for boarded animals which are sick or diseased sufficiently removed so as not to endanger the health of other animals;~~
- ~~(3) Keep all animals caged or under the control of the owner or operator of the pet store;~~
- ~~(4) With respect to all animals in the pet shop, comply with all provisions of this chapter providing for the general care of animals;~~
- ~~(5) Not sell animals which are unweaned or so young or weak that their sale would be injurious to them;~~
- ~~(6) Comply with all applicable federal, state and local laws, and all regulations respecting pet shops which are adopted by the department of public safety and in effect from time to time;~~
- ~~(7) File a monthly notice of sale with the city controller within ten (10) days of the last day of any month in which the kennel has sold one (1) or more dogs or cats; the notice of sale shall include the name, address and telephone number of the purchaser, as well as the age, sex and breed of dog or cat sold; and~~
- ~~(8) Supply purchaser with an application for animal license, the form of which is prescribed by the controller.~~

~~Sec. 6-96. Requirements for stables.~~

~~In addition to obtaining the license required by this division, all stables within the city shall,~~

- ~~(1) be operated in such a manner as not to constitute a nuisance;~~
- ~~(2) Provide an isolation ward for boarded animals which are sick or diseased sufficiently removed so as not to endanger the health of other animals;~~
- ~~(3) Keep all animals confined or under the control of the owner or operator of the stable;~~
- ~~(4) With respect to all animals in the stable, comply with all the requirements of this chapter for the general care of animals; and~~
- ~~(5) Comply with all applicable federal, state and local laws, and all regulations respecting stables with care adopted by the department of public safety and in effect from time to time.~~

~~Sec. 6-97. Revocation of kennel, pet shop, or stable license.~~

~~Persons violating any of the provisions of sections 6-94 through 6-96 shall be given written notice of the practices or conditions which constitute a violation. The enforcing authority may suggest remedies where appropriate and allow the persons notified such time as such authority deems reasonable to comply with said provisions. Thereafter, in the event of noncompliance the license or the noncomplying kennel, pet shop, or stable shall be revoked.~~

SECTION 5. Article VI of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning amusement locations and machines is hereby amended and recodified as Chapter 831 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 831

~~ARTICLE VI~~ AMUSEMENT LOCATIONS AND MACHINES ' "

Sec. ~~17-184~~ 831-1. Definitions.

~~Whenever As~~ used in this ~~article-chapter~~, the following ~~words or phrases~~ terms shall ~~be defined as~~ herein stated: have the meanings ascribed to them in this section.

(a) *Amusement location* means any public room or area containing five (5) or more amusement machines.

(b) *Amusement machine* means a currency-operated machine or device offered to the public as a game or amusement, the object of which is to achieve a high or low score based on the skill of the player, including, but not limited, to video games, pool or billiard tables and pinball machines. Such a machine or device designed and used exclusively for the vending of merchandise of a tangible nature shall not be deemed an amusement machine.

(c) *Pool or billiard table* means a table used for any form of the games commonly referred to as pool or billiards and includes any table of any size, the top of which is surrounded by an elastic ledge or cushion and which is designed or used to play any game which consists of impelling balls by means of sticks or cues.

(d) *Master vendor* means a person, corporation or entity who sells, leases or rents any amusement machine, whether on his own behalf or for another, within ~~Indianapolis, Marion County, Indiana~~ the city.

(e) *Exhibitor* means any person owning or conducting a place of business in the city and operating or exhibiting at such place of business one (1) or more amusement machines.

Sec. ~~17-185~~ 831-2. Registration required; Unlawful acts violations.

~~For the purposes of this article, the following acts shall be deemed to be unlawful as herein stated:~~

(a) ~~Amusement machine license.~~ It shall be unlawful to allow any amusement machine to be operated in any public place ~~any amusement machine without an~~ unless the amusement machine license ~~issued by first is registered with~~ the city controller.

(b) ~~Master vendor's license.~~ It shall be unlawful for any person, corporation or entity to act as a master vendor without ~~a master vendor's license issued by first being registered as a master vendor with~~ the city controller. A master vendor's license registration shall not be transferable.

(c) It shall be unlawful to allow a child under sixteen (16) years of age who is subject to the compulsory school attendance laws of the State of Indiana and who is not accompanied by a parent, guardian, or custodian to be present in an amusement location between the hours of 7:00 a.m. and 3:30 p.m. on a day when such child's school is in session.

(d) It shall be unlawful to allow a person who has not reached the age of eighteen (18) years to be present in an amusement location after the hours established by state statute or city ordinance for juvenile curfew unless accompanied by a parent, guardian, or custodian, or an adult specified by the child's parent, guardian or custodian.

(e) It shall be unlawful to operate an amusement location unless a sign is conspicuously posted inside the location which provides that no child under sixteen (16) may be present in an amusement location from 7:00 a.m. to 3:30 p.m. on a day when the child's school is in session unless accompanied by a parent, guardian or custodian, ~~and that~~ no child under eighteen (18) may be present in an amusement location in violation of the curfew established by state or local law.

(f) It shall be unlawful for an exhibitor or his employee to allow a child under sixteen (16) years of age who is subject to the compulsory school attendance laws of the State of Indiana and who is not accompanied by a parent, guardian, or custodian to operate an amusement machine between the hours of 7:00 a.m. and 3:30 p.m. on a day when such child's school is in session.

(g) It shall be unlawful for an exhibitor or his employee to allow a person who has not reached the age of eighteen (18) years to operate an amusement machine after the hours established by state statute or city ordinance for juvenile curfew unless accompanied by a parent, guardian or custodian, or an adult specified by the child's parent, guardian or custodian.

(h) It shall be unlawful for an exhibitor to have amusement machines on his premises unless a sign is conspicuously posted near any amusement machines which provides that no child under sixteen (16) years of age may operate an amusement machine from 7:00 a.m. to 3:30 p.m. on a day when the child's school is in session unless accompanied by a parent, guardian, or custodian; and that no child under eighteen (18) who is in violation of the curfew established by state or local law may operate an amusement machine.

Sec. ~~17-186~~ 831-3. ~~Application for licenses~~ Registration information required.

(1a) ~~The application for registration of an amusement machine license or a master vendor's license~~ vendor shall contain the following information and be signed individually under penalties of perjury for false information on the application:

(a1) Name of the ~~applicant registrant~~ and, if a partnership or corporation, the state in which organized;

(b2) Residence address of ~~applicant registrant~~;

(c3) Business address of ~~applicant; registrant; and~~.

(d4) The age and citizenship of the ~~applicant registrant~~, if an individual; of all partners, if the ~~applicant registrant~~ is a partnership or joint venture; or of the manager and officers, if the ~~applicant registrant~~ is a corporation.

(2b) ~~The application for registration of an amusement machine license or master vendor's license~~ vendor shall be made in such form and contain such additional information as the city controller may prescribe. Persons ~~applying for registering as a master vendor's license vendor~~ shall provide the controller with evidence that all state and local taxes that are owing have been remitted.

(c) When an amusement machine or master vendor is registered pursuant to this chapter, the controller shall issue a certificate of registration therefor.

Sec. ~~17-187~~ 831-4. License Registration term and renewal; fee; insignia; condition of machines.

(a) ~~The annual license fee~~ Registrations of amusement machines and master vendors shall be valid for the period of one year, from July first to June thirtieth, and shall be determined as follows:

(a) ~~Amusement machine license, per machine, per annum, five dollars (\$5.00).~~

(b) ~~Master vendor's license, per annum, five hundred dollars (\$500.00).~~

and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration

(1) has been revoked or suspended, or

(2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

(b) Each person, upon ~~procuring registering~~ an amusement machine license from with the controller, shall be given one (1) metal or plastic insignia for each amusement machine so ~~licensed~~ registered, which

shall be securely attached thereto, and each amusement machine shall be kept in good operating condition at all times.

Sec. ~~17-188~~ 831-5. Operation.

(a) All amusement locations shall be kept in a clean, healthful and sanitary condition at all times and the city controller shall have the power to determine if such room or rooms are kept in a clean, healthful and sanitary condition and for such purpose, when desired, have the assistance of any law enforcement agency or the administrator of the division of buildings of the health and hospital corporation of Marion County. If ~~said the~~ controller shall determine, by a law enforcement agency or the division of buildings of the health and hospital corporation of Marion County, that an unsanitary condition exists within an amusement location or on property immediately adjacent to the amusement location, which property is under the control of the amusement location owners or their lessee or lessor, ~~he~~ the controller shall have the power to suspend the amusement machine ~~license~~ registration for each machine at the location until such unsanitary condition is rectified.

(b) No ~~licensee registrant~~ under this ~~article chapter~~, or his employee, shall permit persons to congregate in a disturbing manner within ~~said an~~ amusement location or on parking areas or other property immediately adjacent to or normally used for purposes of parking for which property is under the control of the amusement location owner or owners or their lessee or lessor. A violation of this provision shall be sufficient grounds for the revocation of the ~~licenses registrations~~ of the amusement machines by the controller.

(c) No ~~licensee registrant~~ under this ~~article chapter~~, or his employee, shall violate any state statute or city ordinance, or allow any other person to commit such violation, within ~~said an~~ amusement location or on parking areas or other property immediately adjacent to or normally used for purposes of parking for ~~said an~~ amusement location which property is under the control of the amusement location owner or owners or their lessee or lessor. A violation of this provision shall be sufficient grounds for the revocation of the ~~licenses registrations~~ of the amusement machines by the controller.

(d) No exhibitor or his employee shall permit persons to congregate in a disturbing manner on the premises of his place of business.

(e) No exhibitor or his employee shall violate any state statute or city ordinance, or allow any other person to commit such violation on the premises of the exhibitor's place of business.

Sec. ~~17-189~~ 831-6. Investigation; rejection; and notification.

(a) The controller, before issuing a ~~license certificate of registration~~, shall investigate the character of the ~~applicant registrant~~ or ~~applicants registrants~~, and the officers or general manager of the business. Each ~~licensee registrant~~ shall have an owner, manager or resident agent who shall be a resident of Marion County, Indiana. The ~~license registration~~ may be denied if the controller shall find that any of the persons named in the ~~application registration~~ have previously been convicted of a felony, connected with any amusement location where any of the provisions of the law applicable to ~~him~~ such persons, have been violated, or if the amusement location or billiard or pool room does not comply in every way with the ordinances and laws applicable thereto.

(b) All employees of ~~the licensee a registrant under this chapter~~ shall be eighteen (18) years of age or older. If ~~an application a registration~~ is denied, the ~~applicant for such permit registrant~~ shall be notified in writing of the reasons for rejection ~~and shall have the right to appeal accorded by this chapter~~.

Sec. ~~17-190~~ 831-7. Inspections; report of violations.

It shall be the duty of every law enforcement officer, and all persons designated by the chief of police, county sheriff and city controller, to make frequent inspections of all amusement locations, and amusement machines, and if any gaming, improper or unlawful practices are observed to report the same to the chief of police or county sheriff for proper action and also to the city controller, who thereupon may recommend proceedings to revoke the ~~license registration, in accordance with the provisions of this chapter~~.

Sec. ~~17-192~~ 831-8. Penalties.

~~The penalties provided in section 1-8 of the "Code of Indianapolis and Marion County, Indiana," shall apply to this article.~~ Any person who violates a provision of this chapter shall be punishable by a fine of

not less than two hundred dollars (\$200.00). The fines assessed for violation of this ~~article~~ chapter shall be deposited with the law enforcement agency that caused the violation to be filed.

SECTION 6. Article XI of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning junk dealers and peddlers is hereby amended and recodified as Chapter 903 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 903

~~ARTICLE XI.~~ JUNK DEALERS AND PEDDLERS

~~DIVISION I~~ ARTICLE I. GENERAL PROVISIONS

Sec. ~~17-343~~ 903-1. Definitions.

As used in this ~~article~~ chapter, the following terms shall have the meanings ascribed to them in this section:

Itinerant junk dealer ~~shall mean~~ means a person who is without an established store, warehouse or other place of business in the city, and who serves regular customers on substantially fixed routes, who buys or offers to buy, sells or offers to sell, to any person any junk, whether on foot, from a cart or from any kind of vehicle operated over or stationed upon the streets or public places of the city, or who so operates temporarily on an open lot in the city.

Junk ~~shall mean~~ means any secondhand or discarded article, in any form, composed of glass, metal, paper, rags or any other substance, and shall include wrecked or dismantled motor vehicles.

Junk dealer ~~shall mean~~ means any person who shall represent himself or be engaged within the city in the business of dealing in junk and who has an established store or other repository within the city. A person shall be deemed to be so engaged within the city if he shall either directly or indirectly buy, sell, collect, exchange, retain or dispose of junk within the city, or accept any offer made to him by anyone to buy or sell junk.

Junk peddler ~~shall mean~~ means any person who goes from house to house, place to place or from one part of a public street or alley to another, in either a vehicle, on foot or with a cart, and who buys, collects or gathers junk.

Store or repository ~~shall mean~~ means any place where junk is kept, stored or permitted to collect for any purpose.

Sec. ~~17-344~~ 903-2. Consents to the establishment of store or repository.

Any person who desires to establish or maintain a store or repository shall file with the controller a written consent to the establishment of the store or repository, signed by at least sixty (60) percent of the resident owners of real estate located within five hundred (500) feet of the site of the proposed establishment.

Sec. ~~17-345~~ 903-3. Records.

(a) Every person ~~licensed~~ registered under this ~~article~~ chapter to conduct, maintain or engage in the business of junk dealer or an itinerant junk dealer shall keep and preserve a book in which shall be legibly written in ink, in the English language, at the time of receiving of any junk, an accurate description of the junk received; the amount of money paid therefor; the precise time of receiving the junk; the name, residence, age, color, height, weight, complexion, style of beard or mustache, any visible distinguishing marks, style of dress and number of license badge, if any, of the person either selling or delivering the junk.

(b) Every person required by subsection (a) to keep a record shall make out and deliver to the chief of police each day, before the hour of 12:00 noon, a legible and correct copy of the record so required, on such form as may be prescribed by the chief of police or the controller.

(c) The book containing the original record required by subsection (a) shall be open at all reasonable times to the inspection of the chief of police, any member of the police force or other person authorized by

the chief of police to examine it, and the book shall be kept by the junk dealer or itinerant junk dealer upon his vehicle or in his place of business during all business hours.

Sec. 17-346 903-4. Unlawful purchases.

It shall be unlawful for any person ~~licensed~~ registered pursuant to this ~~article~~ chapter ~~who is a junk dealer or itinerant junk dealer~~ to purchase, take or receive any goods, articles or things from any person who is in an intoxicated condition, a minor or who is known or suspected by the dealer to have acquired and be disposing of such goods, articles or things unlawfully.

Sec. 17-347 903-5. Retention of acquired property.

All property received by a ~~licensee~~ registrant under this ~~article~~ chapter shall be held intact by the ~~licensee~~ registrant for at least ninety-six (96) hours after the report required by this ~~article~~ chapter is delivered to the chief of police. Whenever any ~~licensee~~ registrant receives written notice, either from the police department or from an individual, that someone is maintaining claim or right to possession of the property adverse to the ~~licensee~~ registrant, the ~~licensee~~ registrant shall keep the property in his possession or turn it over to the police if so required by the chief of police. Once notice of an adverse claim to property has been given under this section, the property shall be held for a period of twenty (20) days, during which legal proceedings may be commenced to determine who is entitled to the property. If the matter is not settled or legal proceedings have not been commenced within twenty (20) days, the property shall be returned to the ~~licensee~~ registrant by the police if held by them and the ~~licensee~~ registrant may dispose of the property as he sees fit.

Sec. 903-6. Penalties.

Any person who violates a provision of this chapter shall be punishable by a fine of not less than two hundred dollars (\$200.00).

DIVISION 2 ARTICLE II. JUNK PEDDLER'S LICENSE REGISTRATION

Sec. 17-358 903-21. Registration Required.

It shall be unlawful for any person to engage in the business of a junk peddler without first ~~having obtained a license therefor from~~ being registered with the controller.

Sec. 17-359 903-22. Application Registration information required.

~~Any person desiring to obtain a license required by this division shall make application therefor to the controller. The application~~ Each registration under this article shall be supported by statements of two (2) owners of real estate, residents of the city, in the presence of the controller or acknowledged before a notary public, stating that they are personally acquainted with the applicant registrant and know him to be a bona fide resident of the city and of good character. The application for a license registration shall be made in person by the party to whom it is to be issued be registered.

Sec. 17-360 903-23. Fees; license periods Registration term; renewal.

~~The fee for a license required by this division for a junk peddler shall be three dollars (\$3.00) for six (6) months and five dollars (\$5.00) for one (1) year, with no deductions for the time elapsed at the date of the application. Registrations of junk peddlers shall be valid for a period of one (1) year, and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration~~

- (1) has been revoked or suspended, or
- (2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 17-361 903-24. Limitations on licenses registrations.

Only one ~~license~~ registration shall be issued pursuant to this ~~division~~ article to one person for any one period term.

Sec. 17-362 903-25. Badge.

Every junk peddler ~~licensed~~ registered pursuant to this ~~division~~ article shall wear a badge of metal, three (3) inches in diameter, on the front of his outside garment with the ~~registered number of his license~~ registration identification number in plain figures thereon. The badge shall be furnished by the controller and the cost thereof shall be paid by the ~~licensee~~ registrant.

DIVISION 3 ARTICLE III. JUNK DEALER'S AND ITINERANT JUNK DEALER'S LICENSE REGISTRATION

Sec. 17-373 903-31. Registration Required.

It shall be unlawful for any person to engage in the business of a junk dealer or an itinerant junk dealer without first ~~obtaining a license therefor from~~ being registered with the controller as provided in this ~~division~~ article.

Sec. 17-374 903-32. Application Registration information required.

~~Any person desiring to obtain a license required by this division shall make application therefor to the controller. The application~~ Each registration under this article shall include the names of at least two (2) residents of the city, one of whom shall be an owner of real estate in the city, as to the character of the ~~applicant~~ registrant or of those acting for any such person, if the ~~applicant~~ registrant is not an individual.

Sec. 17-375 903-33. Prerequisites to license registration.

No ~~license~~ registration required by this ~~division~~ article shall be issued to any junk dealer who is engaged in the business of wrecking or dismantling automobiles until ~~he has first obtained a permit therefor from the chief of the bureau of fire prevention, as required by section 12-496, and until the applicant~~ the registrant shall have complied with all applicable zoning regulations affecting his premises.

Sec. 17-376 903-34. Fees Registration term; renewal.

~~The fee for a license required by this division for carrying on the business of junk dealer shall be four hundred dollars (\$400.00) per year; and the license fee for an itinerant junk dealer shall be three hundred dollars (\$300.00) per year. Registrations of junk dealers and itinerant junk dealers shall be valid for a period of one (1) year, and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration~~

- (1) has been revoked or suspended, or
- (2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 17-377 903-35. Bond required for itinerant junk dealer.

Each applicant under this ~~division~~ article for a ~~license~~ registration as an itinerant junk dealer shall execute and file a bond in the sum of five hundred dollars (\$500.00), payable to the city, to be approved by the controller as to sureties and form, which bond shall be conditioned upon the faithful observance by the ~~licensee~~ registrant and his agents of all provisions of this Code and other ordinances of the city. The bond shall also be used to indemnify any person obtaining a judgment against the ~~licensee~~ registrant because of any loss or damage sustained on account of the violation by the ~~licensee~~ registrant or his agents of any law, or because of any misrepresentation or deception which may have been practiced on such person by the ~~licensee~~ registrant or his agents while carrying on his ~~licensed~~ registered business.

Sec. 17-378 903-36. Issuance of itinerant junk dealer license registration.

Upon ~~registration and the filing of a bond and the payment of the license fee~~ required by this ~~division~~ article, the controller shall issue to the ~~applicant~~ license registrant a certificate of registration as an itinerant junk dealer and shall furnish to the ~~licensee~~ registrant two (2) metal signs not less than six (6) inches wide and nine (9) inches long, upon which shall be inscribed: "Itinerant Junk Dealer's License Registration, Indianapolis, No. _____," giving in the blank space the number of such ~~license~~

registration and the year during which it shall be in force. The metal signs shall be securely fastened in plain view on both sides of the vehicle used by such licensee registrant whenever he is engaged in operating under the license registration. The cost of the signs shall be paid by the licensee registrant.

~~Sec. 17-379. — License term.~~

~~A license required by this division shall be issued annually and shall expire on the last day of December of each year.~~

~~Sec. 17-380. — One store to be operated under each license; change of location.~~

~~No person obtaining one junk dealer's license shall maintain more than one store or repository; however, the licensee may change the location of his store or repository by giving written notice to the controller specifying the street and number of the new location, subject to the approval of the controller and all other provisions of this chapter and code.~~

SECTION 7. Article XV of Chapter 17 of the "Code of Indianapolis and Marion county, Indiana" concerning horse-drawn carriages and vehicles is hereby amended and recodified as Chapter 895 of the "Revised Code of the Consolidated City and County: by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 895

ARTICLE XV. HORSE-DRAWN CARRIAGES AND VEHICLES

~~Sec. 17-501. — Regulation and licensing of horse-drawn carriage businesses.~~

~~To assure the public health and safety of persons using the public streets and ways, the operation of horse-drawn carriages is regulated; and the business of conveying persons by horse-drawn carriages is licensed to defray the costs of regulation and operation required by this article.~~

~~Sec. 17-502 895-1. Licenses Horse-drawn carriage business; registration required.~~

~~The operation of It shall be unlawful to operate any horse-drawn ~~vehicle~~ carriage upon the streets of the city for the purpose of transporting persons for hire or as a contractual service is a violation of this Code unless operated in accordance with valid licenses issued pursuant to this chapter the horse-drawn carriage business first is registered with the controller as provided in this chapter.~~

~~Sec. 17-503. — Licenses issued by controller.~~

~~The controller is authorized to issue licenses pursuant to this article as follows: Horse-drawn carriage business licenses, horse-drawn vehicle licenses and coachmen's licenses.~~

~~Sec. 17-504 895-2. — Applications for horse-drawn carriage business license Registration information required.~~

~~(a) — Applications for Registrations of horse-drawn carriage business licenses businesses shall be made to with the controller on forms provided by the controller. In addition to other information required by this chapter, the application registration shall contain the following information:~~

- ~~(a1) The name and business address of the applicant registrant, and if a corporation or partnership the name and address of any person owning directly or indirectly five (5) percent or more of the ownership interest in said such business;~~
- ~~(b2) A financial statement of the applicant registrant;~~
- ~~(e3) The number of carriages to be operated pursuant to the license registration, and the seating capacity, manufacturer, and scale drawing or photograph of each carriage;~~
- ~~(d4) Whether the applicant registrant has ever been convicted of a felony, if the applicant registrant is an individual; whether any of the partners have been convicted of a felony, if the applicant registrant is a partnership; and whether any of the officers or directors have been convicted of a felony, if the application registrant is a corporation;~~

(e5) A route and operations schedule for the business which complies with section ~~17-505~~ 895-3; and.

(f6) A schedule of rates and charges to be made to passengers which rates shall not be changed without ten (10) days prior written notice to the controller.

(b) The ~~application information on the registration form~~ shall be verified under oath and include a written agreement by the ~~applicant~~ registrant to operate the business, if ~~licensed~~ registered, strictly in accordance with section ~~17-506~~ 895-4 and to indemnify and hold harmless the city for all judgments, losses and expenses arising out of the operations permitted by the ~~license~~ registration.

Sec. ~~17-505~~ 895-3. Carriage route and operations schedule.

(a) Horse-drawn carriage businesses shall operate only upon routes and pursuant to schedules approved as provided in this section. The route and operations schedule filed with the controller shall contain the following:

- (1) A map of the routes on which the carriages will operate;
- (2) A schedule of hours of operations, which shall not include the hours of 6:00 a.m. to 9:00 a.m. or 3:00 p.m. to 6:00 p.m. except on Saturdays, Sundays and city holidays;
- (3) The location of the site or sites to be used for off-street storage, stabling and loading of carriages and horses;
- (4) The location of any curbside areas to be designated as "stands" for regular pickup and discharge of passengers, including in the case of established passenger and material loading zones written permission of the permit holder to use such zone or zones, or an application for designation of such a zone pursuant to section 29-331 of this Code, none of which shall be on Monument Circle.

(b) The controller shall refer all route and operation schedules to the directors of the departments of ~~transportation capital asset management~~, public safety and metropolitan development. The director of ~~transportation capital asset management~~ may reject any route and operation schedule that is an unsafe or inappropriate use of the public streets. The director of the department of public safety may reject any route and operation schedule that would present a hazard to the public safety on the city streets or ways. The director of the department of metropolitan development may reject any route and operation schedule that is inconsistent with the zoning ordinances of the county.

(c) The controller, on the recommendation of the director of public safety, may issue temporary permits to holders of a valid horse-drawn carriage business ~~license~~ registration for operation on other routes for special purposes for periods not to exceed ten (10) days.

(d) Any route and operation schedule approval shall be subject to the right of the director of public safety to prohibit the use of any route at certain times, when such operation would be inconsistent with other special events or public safety requirements, by giving forty-eight (48) hours' notice of such prohibition.

Sec. ~~17-506~~ 895-4. Operation of horse-drawn carriage businesses.

Horse-drawn carriage businesses shall be operated only in accordance with the following ~~regulations~~: provisions.

(a) A copy of the horse-drawn carriage ~~license~~ certificate of registration shall be displayed in all carriages used in such business. The controller ~~upon issuance of the license shall issue that number of duplicates as requested in the application identifying one copy for each carriage identified in the application~~ registration.

(b) Each carriage used in such business shall ~~have a valid horse-drawn carriage license issued by~~ be registered pursuant to this article chapter.

(c) Each carriage shall be operated by ~~the holder of a valid coachman's license issued a coachman registered~~ pursuant to this ~~article chapter~~, who shall have ~~such license~~ the certificate of registration on his person at all times when operating such ~~vehicle carriage~~.

(d) When carrying persons for hire or by contract, the ~~vehicle carriage~~ shall be operated only upon the routes and during the hours approved pursuant to section ~~47-505 895-3~~, or in accordance with a special ten-day permit issued by the controller.

(e) Horse-drawn carriages shall pick up and discharge passengers only upon the curb lane, while lawfully parked at the curb.

(f) Except while picking up or discharging passengers, horse-drawn ~~vehicles carriages~~ shall park only in "stands" designated in the approved route application or designated horse carriage stands approved by ordinance and so marked.

(g) Horse-drawn ~~vehicles carriages~~, when in motion, shall be operated only in the curb-most traffic lane on any public street and the driver shall obey all applicable state and local traffic laws, ordinances and regulations.

(h) No horse-drawn ~~vehicle carriage~~ shall be operated on a public street unless a valid bond or public liability insurance policy as specified in section ~~47-507 895-5~~ is on file with the ~~city~~ controller.

(i) The driver of any horse-drawn ~~vehicle carriage~~ shall carry an identification card or be wearing some type of visible identification.

(j) It shall be the duty of the driver of a carriage to inform any person hiring the carriage of all the rates and charges before any service is rendered, which shall be the same as those on file with the controller.

(k) Drivers shall carry rate cards and exhibit them on demand. Rate cards shall also be affixed to the carriage in a prominent location so as to advise prospective clientele of the rates and fares. Rate cards shall bear the name and business address of the ~~license holder registrant~~, and a complete schedule of rates and fares. It shall be the responsibility of the ~~owner registrant~~ to provide rate cards to all drivers and affix same to the carriages.

(l) Horse-drawn carriage owners and operators shall maintain their horses in good health abiding by the rules of good animal husbandry. This shall include an annual health examination of each animal by a veterinarian of equine medicine licensed by the State of Indiana. A copy of ~~said such~~ examination shall be submitted to the controller to be placed on file ~~with the permit application~~.

(m) Occupancy of a horse-drawn carriage shall not exceed the rated seating capacity of the ~~vehicle carriage~~.

(n) No passenger shall be allowed to ride on any part of the ~~vehicle which carriage while~~ in motion except seated inside the ~~vehicle carriage~~.

(o) Drivers shall not solicit patronage in a loud tone of voice or in any manner to annoy or obstruct the movement of a person, or follow any person for the purpose of soliciting patronage.

(p) Drivers are prohibited from smoking while carrying passengers.

(q) All horses will have rubber compound-type horse shoes on the front two (2) feet and either a rubber shoe or borium cork shoe on the two (2) rear feet to keep the animal from slipping on the pavement.

(r) Each animal pulling a carriage on the city streets shall be equipped with manure-catching devices to hold manure until the operator is able to place it in a standard wire-tie plastic bag which he shall carry with him for permanent disposal when he returns to his base of operations.

(s) Each carriage shall be equipped with a chemical to be poured over horse urine by drivers so as to break down and eliminate accumulated agents and odor.

Sec. ~~17-507~~ 895-5. Public liability.

(a) ~~Before a license required by the issuance of any certificate of registration or renewal of registration under this article shall be issued or renewed chapter, the applicant registrant~~ therefor shall post or maintain with the controller either an indemnity bond or a policy of public liability insurance, approved as to form by the corporation counsel and conditioned substantially that the ~~licensee registrant~~ will indemnify and save harmless the city, its officers, agents and employees, from any and all loss, costs, damages or expenses, by reason of legal liability which may result from or arise out of the ~~granting of the license for the~~ operation of a carriage for which a ~~license certificate of registration~~ is issued, and that the ~~licensee registrant~~ will pay any and all loss or damage that may be sustained by any person resulting from or arising out of the illegal or negligent operation or maintenance of a carriage. The bond or policy of insurance shall be maintained in its original amount by the ~~licensee registrant~~ at his expense at all times during the period for which the ~~license registration~~ is in effect. In the event two (2) or more ~~licenses certificates of registrations~~ are issued to one ~~licensee registrant~~, one such bond or policy of insurance may be furnished to cover two (2) or more ~~vehicles carriages~~ and each bond or policy shall be of a type where coverage shall automatically be restored after the occurrence of any accident or event from which liability may thereafter accrue.

(b) The limit of liability upon any bond or policy posted pursuant to subsection (a) shall in no case be less than one hundred thousand dollars (\$100,000.00) for death or injury of one person, three hundred thousand dollars (\$300,000.00) for total liability for death or personal injury arising out of any one event or casualty, and fifty thousand dollars (\$50,000.00) for property damage.

(c) Any bond posted pursuant to this section shall be accompanied by good and sufficient sureties approved by the controller.

(d) The controller shall notify the ~~licensee registrant~~ under this ~~article chapter~~ of any claim of which the city has notice, where such claim arises from the operation ~~of~~ or maintenance of any carriage.

Sec. ~~17-508~~ 895-6. ~~Issuance of horse-drawn carriage business licenses~~ Certificate of registration.

(a) Upon receipt of a completed ~~application registration form~~ pursuant to section ~~17-504~~ 895-2, approval of the route and operations schedule pursuant to section ~~17-505, 895-3, and~~ filing of bond or insurance as required by section ~~17-507~~ 895-5, and payment of the application and license fees provided in section ~~17-513~~, the controller shall issue a horse-drawn carriage business ~~license certificate of registration~~ to the ~~applicant registrant~~ unless the number of ~~vehicles carriages~~ approved for existing ~~licenses registrations~~ equals or exceeds the number established in subsection (b).

(b) The council determines that to prevent disruption of the primary public uses of the city streets by pedestrians and motor vehicles the number of carriages permitted in the downtown area should be limited. At no time shall the holders of horse-drawn carriage business ~~licenses registrations~~ be authorized to operate more than twenty (20) ~~vehicles carriages~~ in aggregate in the area of the city bounded by Harding Street on the west and I-65 and I-70 on the north, east and south, and no one ~~licensee registrant~~ shall be authorized to operate more than eight (8) ~~vehicles carriages~~ in such area.

(c) ~~Initial licenses shall not be issued until a deadline established by the controller not earlier than March 1, 1984. If by the deadline there are registrants applicants have qualified for more licenses registrations than may be issued under (b), the controller shall select registrations by random applicants until the maximum is reached.~~

Sec. ~~17-509~~ 895-7. Horse-drawn ~~vehicles carriages~~; registration required.

(a) No horse-drawn ~~vehicle carriage~~ shall be operated upon the streets of the city for the purpose of transporting ~~person persons~~ for hire or by contract unless ~~licensed by the carriage first is registered with the~~ controller.

(b) Only ~~vehicles carriages~~ constructed and equipped as follows may be ~~licensed registered~~:

- (1) Carriages will have no less than one and one-fourth (1¼) inch spoked wheels with a rubber covering thick enough to protect the streets from damage and to keep noise to a minimum;
- (2) All carriages will be equipped with brakes, taillights, brakelights and turn signals on the rear of the vehicle;

- (3) Carriages will be equipped with front lights on both sides that will emit light to the front and side that will be visible from a distance of five hundred (500) feet;
- (4) Each carriage will be equipped with a device to catch horse manure from falling to the pavement;
- (5) Each carriage will be equipped with a chemical to be poured over horse urine by drivers so as to break down and eliminate accumulated agents and odor;
- (6) Each carriage will be equipped with a slow-moving vehicle sign approved by the State of Indiana and attached to the rear of the vehicle; and.
- (7) No carriage shall be larger in capacity than to transport six (6) passengers and shall be equipped with seat belts for all passengers.

(c) ~~Upon application by the owner approval of a registration and after inspection determines that the vehicle carriage complies with the requirements of this section, the controller shall issue horse-drawn vehicle licenses a certificate of registration for such vehicles upon payment of the fees specified in section 17-513 hereof carriage.~~

Sec. 17-510 895-8. — Coachman's license Coachmen; registration required.

(a) No person shall drive a horse-drawn ~~vehicle carriage~~ carrying persons, for hire or by contract, unless ~~the holder of a valid coachman's license issued he first is registered with the controller~~ pursuant to this section.

(b) ~~The application for a coachman's license registration of a coachman~~ shall be made under oath to the controller and shall verify or establish that the ~~applicant coachman~~ is:

- (1) Able to speak, read and write the English language;
- (2) ~~Require all drivers to have the holder of~~ a public passenger chauffeur's license issued by the State of Indiana;
- (3) Free of defective vision, defective hearing, and any other infirmities that would render him/~~her~~ unfit for safe operation of a public vehicle; and.
- (4) Free of alcohol or drug addiction;

(c) ~~The application coachman~~ shall produce written evidence of experience in driving a horse-drawn carriage, or successful completion of a course in such driving given by a source approved by the controller, or both, and shall, if requested, demonstrate his/~~her~~ ability.

(d) The controller may require the ~~applicant coachman~~ by test or otherwise to demonstrate his/~~her~~ knowledge of the requirements of this ~~article chapter~~.

(e) Upon approval of the ~~application and payment of the fee provided in section 17-513 coachman's registration~~, the controller shall issue a ~~coachman's license certificate of registration therefor to the applicant~~.

Sec. 17-511. — Denial, suspension or revocation.

(a) ~~Any violation of this article by the holder of a license issued hereunder shall be grounds by suspension or revocation of the license by the controller. Suspension or revocation shall be in accordance with section 17-49 of this Code.~~

(b) ~~Any denial of a license application shall be subject to review pursuant to section 17-68 of the code.~~

Sec. 17-512 895-9. Registration Term; and renewals.

(a) ~~All licenses issued hereunder registrations of horse-drawn carriage businesses, carriages and coachmen pursuant to this chapter shall be valid for a period not less than six (6) months nor more than eighteen (18) months from the date first issued of one (1) year, expiring on June 30. Any license issued hereunder may be renewed prior to expiration upon application to the controller, verifying that the qualifications for the license are still met, and the payment of the fees specified in section 17-513.~~

(b) ~~If the controller finds that the applicant registrant remains qualified for the license and has operated as required by this article chapter, the controller shall renew the license for a one-year period ending June 30 of the year following the expiration of the existing license registration automatically and without application for renewal by the registrant, unless at the time of renewal the registration~~

~~(1) has been revoked or suspended, or~~

~~(2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.~~

Sec. 17-513. Fees.

~~The fees for licenses under this article shall be as follows:~~

~~(a) Horse drawn carriage business license:~~

- ~~1. Initial application and license fee: Two hundred dollars (\$200.00) plus fifty dollars (\$50.00) for each route and ten dollars (\$10.00) for each carriage.~~
- ~~2. Annual renewal: One hundred dollars (\$100.00) plus ten dollars (\$10.00) per carriage.~~
- ~~3. Refund: If the initial license is not issued, one hundred dollars (\$100.00) of the application fee will be refunded.~~

~~(b) Horse drawn vehicle license:~~

- ~~1. Initial fee and annual fee: Fifty dollars (\$50.00) per carriage.~~

~~(c) Coachman's license:~~

- ~~1. Initial fee and annual fee: Twenty-five dollars (\$25.00).~~

Sec. 17-514. Penalties.

~~Violations of this article shall be subject to the penalties of section 1-8 of this Code.~~

SECTION 8. Article XVI of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning secondhand motor vehicle dealers is hereby amended and recodified as Chapter 951 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 951

ARTICLE XVI. SECONDHAND MOTOR VEHICLE DEALERS

Sec. 17-542 951-1. License Registration required.

It shall be unlawful for ~~any person~~ to engage in the business of purchasing, selling, trading, exchanging or dismantling for resale, any secondhand motor vehicle or to deal in any used parts for a motor vehicle or to maintain a location used for any such purpose, without first ~~obtaining a secondhand motor vehicle dealer's license therefor from~~ being registered therefor with the controller.

Sec. 17-543 951-2. ~~Application for license~~ Registration information required.

All ~~applications for licenses~~ registrations required by this ~~article~~ chapter shall be supported by affidavits of at least three (3) resident freeholders of the city stating that the ~~applicant~~ registrant is of good moral character.

Sec. 17-544 951-3 ~~License fees~~ Registration term; renewal.

The annual fee for a license required by this article shall be one hundred dollars (\$100.00) for each place of business of the licensee. Registrations of secondhand motor vehicle dealers shall be valid for a period of one (1) year, and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration

- (1) has been revoked or suspended, or
- (2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 17-545 951-4. ~~Transferability of license~~ registration.

No ~~license issued pursuant to~~ registration under this ~~article~~ chapter shall be transferable.

Sec. 17-546 951-5. ~~Required record; contents.~~

(a) Every ~~licensee~~ registrant under this ~~article~~ chapter shall keep a book in which shall be legibly written in ink at the time of each transaction relating to the purchase, sale, exchange or barter of any secondhand or used motor vehicle, part or accessory, an accurate description in the English language of the motor vehicle, part or accessory, giving, in case of a motor vehicle, its state license number; its motor, body, axle, coil, starter, carburetor, magneto, steering gear, radiator and manufacturer's several numbers; and any other serial numbers and any other peculiar mark of identification whatsoever; its name and that of its manufacturer; the seating capacity, color, style and general purpose; and giving, in case of parts and accessories, their general description, purpose, size, make, number and manufacturer, if possible; in the case of a purchase or sale by the dealer of any such motor vehicle, parts or accessories, the amount of money paid and the medium of payment, and, in case of exchange or barter of any such motor vehicle, parts or accessories, a description of the thing exchanged or bartered; the name, residence, age, color, height, weight, complexion, style of beard, visible distinguishing marks and style of dress of the person with whom the dealer effected the purchase, sale, exchange or barter; and a similar description of any person accompanying the seller or barterer at the time of the transaction.

(b) Each ~~licensee~~ registrant under this ~~article~~ chapter shall keep a copy of the records required by subsection (a) available for inspection at any time by the chief of police or any member of the city, county or state police.

(c) The records required by this section shall be kept in such form as is required by the controller.

Sec. 17-547 951-6. ~~Mutilated numbers.~~

Every ~~licensee~~ registrant under this ~~article~~ chapter who discovers that an identification number has been altered, defaced or mutilated on any motor vehicle, part or accessory shall immediately notify the chief of police of that fact.

Sec. 17-548 951-7. ~~Unlawful acquisitions.~~

It shall be unlawful for any ~~licensee~~ registrant under this ~~article~~ chapter to receive any property from any person whom he knows or has reason to suspect may have unlawfully acquired possession of the property, or when any of the identification numbers thereon have been altered, defaced or removed. No property shall be obtained from any person who is intoxicated or who is a minor.

Sec. 17-549 951-8. ~~Retention of acquired property.~~

All property received by a ~~licensee~~ registrant under this ~~article~~ chapter shall be held intact by the ~~licensee~~ registrant for at least seven (7) days. Whenever any ~~licensee~~ registrant receives written notice,

either from the police department or from an individual, that someone is maintaining a claim of right to possession of the property adverse to the licensee registrant, the licensee registrant shall keep the property in his possession or turn it over to the police if so required by the chief of police. Once notice of an adverse claim to property has been given under this section, the property shall be held for a period of twenty (20) days, during which legal proceedings may be commenced to determine who is entitled to the property. If the matter is not settled or legal proceedings have not been commenced within twenty (20) days, the property shall be returned to the licensee registrant by the police if held by them, and the licensee registrant may dispose of the property as he sees fit.

SECTION 9. Article XVII of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning scavenger trucks is hereby amended and recodified as Chapter 955 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 955

~~ARTICLE XVII. SCAVENGER TRUCKS~~

Sec. ~~17-564~~ 955-1. Activities exempted from this ~~article~~ chapter.

This ~~article~~ chapter shall not apply to persons hauling waste, rubbish, trash or other discarded materials from their own property unless such hauling is by rear loader, front loader, roll-off, roll-off compactor, or transfer-type commercial vehicles.

Sec. ~~17-565~~ 955-2. License Registration required.

It shall be unlawful for any person to haul waste, rubbish, trash or other discarded material in the city without first ~~having procured a license being registered~~ therefor ~~from~~ with the controller, ~~unless such person is exempted by section 17-564 of this Code.~~

Sec. ~~17-566~~ 955-3. Application for license Registration information required.

~~An application for a license~~ A registration required by this ~~article~~ chapter shall be ~~submitted to~~ made on a form provided by the controller and shall be subject to the approval of the director of the department of public works, or his designated representative, and shall state the number and kind of vehicles used, state license plate number of each and such other identification as may be required by the controller. The ~~applicant registrant~~ shall submit with the ~~license application form~~ an inspection fee for the benefit of the department of public works to defray the cost of inspecting the vehicles pursuant to section ~~17-569~~ 955-6 of this Code. The amount of the inspection fee shall be established by regulation of the board of public works.

Sec. ~~17-567~~ 955-4. Annual license fee Certificate of registration.

~~The annual fee for a license required by this article shall be ten dollars (\$10.00) per vehicle for all vehicles under three-fourths ton capacity; twenty dollars (\$20.00) per vehicle for all vehicles of three-fourths ton capacity but under two-ton capacity; and fifty dollars (\$50.00) for all vehicles with a two-ton capacity or over. Upon the submission of the registration form, approval by the director of the department of public works or his designated representative, and the payment of the inspection fee, the controller shall issue a certificate of registration to the registrant.~~

Sec. ~~17-568~~ 955-5. License Registration period term; renewal.

~~A license issued pursuant to registration under this article chapter shall be valid for a period of one (1) year, run from the first day of January through the last day of December of the same year, and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration~~

(1) has been revoked or suspended, or

(2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 17-569 955-6. Inspection of vehicles prior to ~~licensing~~ registration.

Vehicles subject to this ~~article chapter~~ shall be subject to inspection, if required, by the director of the department of public works, or his designated representative, prior to the ~~approval of an application for license issuance of a certificate of registration.~~

Sec. 17-570 955-7. Liability insurance.

Before a license certificate of registration may be issued pursuant to this ~~article chapter~~, the ~~applicant therefor registrant~~ shall file certification of liability insurance in the minimum amount of twenty-five thousand dollars (\$25,000.00) per person, fifty thousand dollars (\$50,000.00) per accident, and ten thousand dollars (\$10,000.00) property damage for vehicles under two-ton capacity; and liability insurance in the minimum amount of fifty thousand dollars (\$50,000.00) per person, one hundred thousand dollars (\$100,000.00) per accident, and ten thousand dollars (\$10,000.00) property damage for vehicles with a two-ton capacity or over.

Sec. 17-571 955-8. Display of name and number on vehicle.

Any person issued a license certificate of registration under this ~~article chapter~~ shall boldly display on the back and sides of each licensed registered vehicle the name of the licensee registrant and an identification number issued by the department of public works in letters not less than four (4) inches high in height.

Sec. 17-572 955-9. Rules and regulations.

The board of public works may promulgate rules and regulations supplementing the provisions of this ~~article chapter~~, pursuant to the procedures in section ~~3-405 261-25~~ of this Code. A violation of such duly promulgated rules and regulations shall constitute a municipal violation, ~~and any person so violating such rules and regulations shall be subject to the penalties provided in section 1-8 and section 13-6 of this Code.~~

Sec. 17-573. ~~Prevention of littering.~~

~~Drivers of all vehicles subject to this article shall cause the contents of such vehicles to be adequately confined during conveyance so as to prevent littering. It shall be unlawful for the drivers of any waste-hauling vehicle to allow the contents thereof to spill upon any public right-of-way.~~

Sec. 955-10. Penalties.

Any person who violates a provision of this chapter shall be punishable by a fine of not less than two hundred dollars (\$200.00).

SECTION 10. Article XXII of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning transient merchants is hereby amended and recodified as Chapter 986 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 986

ARTICLE XXII. TRANSIENT MERCHANTS

Sec. 986-1. Activities exempted from this chapter.

The provisions of this chapter shall not apply to sales made to dealers by commercial agents in the usual course of business nor to bona fide sale of goods, wares or merchandise by sample for future delivery or to sheriffs, constables, or other public officers selling merchandise according to law, nor to bona fide assignees or receivers appointed in the State of Indiana selling goods, wares and merchandise for the benefit of creditors.

Sec. 17-762 986-2. Transient merchant; definition.

As used in this chapter, "Transient merchant" means and includes all persons, firms, partnerships, and corporations, both as principals and agents, who engage in, do, or transact in the city any temporary and transient business, either in one location or in traveling from place to place, by displaying or selling any

goods, wares, or merchandise, either direct to the general public or by sample for later delivery, and who, for the purpose of carrying on such business, hire, lease, or occupy any permanent or mobile building, structure, or real estate, for the exhibition by means of samples, catalogues, photographs, and price lists, or sale of any such goods, wares or merchandise.

Sec. 17-780 986-3. License Registration required; exemptions.

It shall be unlawful for any person to transact business as a transient merchant in this city without first ~~obtaining a license being registered with the controller as required by this article chapter.~~ The following persons are exempt from this requirement:

- (a) Any person, individual, partner or corporation which grows or produces agricultural products, goods, wares or merchandise that is sold or is offered for sale at his primary place of residence or business;
- (b) A person who makes crafts or items by hand and sells them or offers them for sale in connection with an organized public show;
- (c) An auctioneer who is licensed under I.C. ~~25-6-1~~ 25-6.1;
- (d) A resident of the city who conducts a sale of tangible personal property for no more than six (6) days per calendar year at his primary place of residence; ~~or~~
- (e) An organization that is exempt from the Indiana gross retail tax under IC 6-2.5-5-26, or its authorized representative; or
- (f) A person who: ~~(1) Organizes; (2) Sells merchandise; at (3) Offers to sell merchandise; at~~ or ~~(4) Exhibits at a trade show, public show, or convention.~~

Sec. 17-781 986-4. Application Registration information required; violations.

(a) Any person desiring to transact business as a transient merchant shall file a verified ~~application registration form~~ with the controller. The ~~application form~~ shall include the following information:

- (a1) The name, residence and mailing address of the person, firm or corporation ~~making the application registering~~, and if a firm or corporation, the names and addresses of any persons owning directly or indirectly five (5) per cent or more of the ownership interest in ~~said such~~ business;
 - (b2) The kind of business to be conducted, the length of time for which the ~~applicant registrant~~ proposes to transact business, and if any permanent or mobile building, structure or real estate is to be used for the exhibition or sale of merchandise, the location of such proposed place of business, and the type of merchandise to be sold;
 - (c3) The name under which the business is to be conducted;
 - (d4) Proof that the ~~applicant registrant~~ holds, or has applied for, a county transient license in accordance with IC 25-37-1-1 et seq.; and
 - (e5) Proof that the ~~applicant registrant~~ has a property interest in, or has permission from the owner or occupant of any real estate sought to be used in the conduct of the business.
- (b) It shall be unlawful for any ~~applicant registrant~~ to omit required information from the ~~application form~~ or to provide false information on any ~~application form~~ submitted. Failure to provide required information, or to provide false information shall be grounds for denial or revocation of a ~~license registration~~ under this ~~article chapter~~.

Sec. 17-782. ~~Separate licenses required.~~

~~Separate licenses and the payment of fees thereof shall be required for each location at which an applicant seeks to transact business under this article.~~

Sec. ~~17-783~~ 986-5. Identification cards.

Each ~~person required to be licensed~~ registrant under this ~~article~~ chapter shall file with the controller the name and address, together with two (2) photographs, of each employee and shall obtain from the controller an identification card for each employee. The identification card shall show the name and address of the employee, his photograph, and the name and address of the holder of the transient merchant license registration by which the individual is employed. This identification card shall be carried by the employee at all times he is engaged as a transient merchant and shall be exhibited at any time on demand.

Sec. ~~17-784~~ 986-6. Zoning required.

It shall be unlawful for any person to transact business as a transient merchant at any place which will not be in compliance with Marion County zoning regulations, regardless of any permission to use such premises filed pursuant to section ~~17-781(g)~~ 986-4(a)(5) of this Code.

Sec. ~~17-785~~ 986-7. Transferability.

No ~~license issued pursuant to registration~~ under this article chapter shall be transferable.

Sec. ~~17-786~~ 986-8. ~~License period~~ Registration term; renewal.

(a) A license registration required by this ~~article~~ chapter shall be valid for a period of one (1) year ~~commencing the first day of January and shall be issued annually, and shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration~~

- (1) has been revoked or suspended, or
- (2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

(b) ~~No part of the fee shall be refundable for any part of the license term for which the licensee does not engage in such business.~~

Sec. ~~17-787~~. ~~License fees.~~

~~Any applicant for a transient merchant license shall pay to the controller a nonrefundable license fee of fifty dollars (\$50.00) for each year or part of a year in which he proposes to transact business.~~

Sec. ~~17-788~~. ~~Compliance with law.~~

~~Each licensee under this article shall comply at all times with all statutes, ordinances and regulations relating to the licensed business and the conduct thereof and to the use of the property where the business is conducted.~~

Sec. ~~17-789~~ 986-9. Issuance and display of license certificate of registration.

(a) Upon filing a completed ~~application, payment of any fees required by this article~~ registration form, and upon completion of an investigation by the controller, the controller shall issue to the ~~applicant~~ registrant a transient merchant license certificate of registration, which shall be conspicuously posted in his place of business.

(b) It is the responsibility of the ~~licensee~~ registrant to assure that the approval of the city for each specific location to be used in the business is clearly listed on any license certificate of registration issued pursuant to this ~~article~~ chapter.

Sec. ~~17-790~~. ~~Exceptions.~~

~~The provisions of this article shall not apply to sales made to dealers by commercial agents in the usual course of business nor to bona fide sale of goods, wares or merchandise by sample for future delivery or to sheriffs, constables, or other public officers selling merchandise according to law, nor to bona fide~~

~~assignees or receivers appointed in the State of Indiana selling goods, wares and merchandise for the benefit of creditors.~~

Sec. ~~17-791~~ 986-10. Prohibited practices.

(a) It shall be unlawful for any transient merchant to make exclusive use of any location on any street, alley, sidewalk or right-of-way for the purpose of selling or displaying any goods, wares or merchandise.

(b) It shall be unlawful for any transient merchant to operate in a congested area where such operation may impede or inconvenience the public use of any street, alley, sidewalk or right-of-way. For the purpose of this ~~article~~ chapter, the judgment of a police officer, exercised in good faith, is conclusive as to whether the area is congested and the public impeded or inconvenienced.

(c) It shall be unlawful for any transient merchant to display signs except in accordance with Marion County zoning and signage regulations.

Sec. ~~17-792~~ 986-11. ~~Violations~~ Enforcement and penalties.

(a) ~~The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in sec. 1-8 of the Code of Indianapolis and Marion County, Indiana. Any person who violates a provision of this chapter shall be punishable by a fine of not less than two hundred dollars (\$200.00).~~

(b) Any sworn police officer of the city or ~~of the~~ county shall require any person operating as a transient merchant and who is not known by such officer to be duly ~~licensed~~ registered to produce ~~such license~~ a certificate of registration, and shall enforce the provisions of this ~~article~~ chapter against any person found to be ~~violating the provisions of this article in violation thereof~~.

(c) Any sworn police officer may confiscate any property sold or offered for sale in violation of this ~~article~~ chapter.

SECTION 11. Article XXV of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana" concerning commercial parking facilities is hereby amended and recodified as Chapter 931 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 931

~~ARTICLE XXV~~. COMMERCIAL PARKING FACILITIES

~~DIVISION 1~~ ARTICLE I. ~~GENERALLY~~ GENERAL PROVISIONS

Sec. ~~17-861~~ 931-1. Definitions.

As used in this ~~article~~ chapter, the following terms shall have the meanings ascribed to them in this section:

Attendant parking ~~shall mean~~ means the practice of having the motor vehicle handled by the ~~licensee~~ registrant between the motor vehicle reservoir area and the parking area, and between the parking area and the exits.

Commercial parking facility ~~shall mean~~ means any lot or building which is used to provide space for the parking of more than five (5) motor vehicles. Any combination of one or more lots or buildings which are both located contiguous to another lot or building or across a street or alley from another lot or building, and are operated by the same person shall be considered one commercial parking facility; however, a lot or building which is provided solely for one or more of the following uses:

- (1) By an employer for employee use;
- (2) By a landlord for tenant use; or,
- (3) By a merchant or professional, selling goods or services, for exclusive customer use;

shall not be considered a commercial parking facility.

Motor vehicle ~~shall mean~~ means any self-propelled wheeled vehicle similar to an automobile, truck, bus or motorcycle.

Motor vehicle reservoir area ~~shall mean~~ means the area at the entrance of a commercial parking facility between the property line and the point ten (10) feet beyond the point at which a ticket or claim check is given, a fee is paid or the ~~licensee~~ registrant takes physical control of the motor vehicle for the purpose of handling it.

Vehicle capacity ~~shall mean~~ means the number of motor vehicles which can be parked in a commercial parking facility as is determined by the following formula:

$$\frac{\text{number of square feet of area} \\ \text{available for use by motor vehicles} \\ \text{as aisles and parking spaces} \\ \text{in the commercial parking facility}}{350} = \text{vehicle capacity.}$$

350

Any fractional remainder shall be disregarded under this formula.

Sec. ~~17-862~~ 931-2. Claim checks to be issued for attendant parking.

Where attendant parking is accomplished with regard to a motor vehicle, a ~~licensee~~ registrant under this ~~article~~ chapter shall furnish the owner or operator of such motor vehicle a distinctive claim check which shall have printed thereon the full name and address of the commercial parking facility and a number corresponding to a coupon placed upon the vehicle. The ~~licensee~~ registrant shall not deliver any such motor vehicle without the proper claim check being presented or without satisfactory proof of ownership of the motor vehicle. This section shall not apply to owners whose motor vehicles are parked on a weekly or monthly fee basis.

Sec. ~~17-863~~ 931-3. Maintenance.

(a) Any ~~licensee~~ registrant under this ~~article~~ chapter shall keep the surrounding sidewalks and driveways leading into a commercial parking facility reasonably free from dirt, water, ice, sleet and snow and in a safe condition for the travel of pedestrians.

(b) Any ~~licensee~~ registrant under this ~~article~~ chapter shall keep the commercial parking facility reasonably free of weeds, dirt, trash and debris.

Sec. ~~17-864~~ 931-4. Prohibited uses on premises.

(a) Any ~~licensee~~ registrant under this ~~article~~ chapter shall not permit the dismantling or wrecking of any motor vehicle or the storage of any junk motor vehicle at the commercial parking facility.

(b) Any ~~licensee~~ registrant under this ~~article~~ chapter shall not permit the placing of literature or handbills in or upon a motor vehicle parked in the commercial parking facility.

Sec. ~~17-865~~ 931-5. Unauthorized use or removal of motor vehicle.

It shall be unlawful for any ~~licensee~~ registrant under this ~~article~~ chapter to make or permit any private use ~~to be made of~~, or move or cause to be moved through or upon the streets or alleys in the city, any motor vehicle parked in a commercial parking facility, unless the use has first been authorized by the owner or operator of the motor vehicle; however, a ~~licensee~~ registrant may move a motor vehicle parked in a

commercial parking facility at the end of the regular business day if the following information is conspicuously posted at the commercial parking facility:

- (1) A statement indicating that it is the practice of the licensee registrant to move motor vehicles from the commercial parking facility to another location;
- (2) The time of day when such removal of motor vehicles occurs; and,
- (3) The location to which such motor vehicles are moved.

Sec. ~~17-866~~ 931-6. Notification of claims for damage or loss.

Every licensee registrant under this article chapter shall notify, within five (5) days, the police department of every claim the asserted value of which is one hundred dollars (\$100.00) or more by reason of the loss, theft or conversion of any motor vehicle, or personal property contained therein, parked at the commercial parking facility.

Sec. ~~17-867~~ 931-7. Notification to police of unclaimed vehicles.

Every licensee registrant under this article chapter shall immediately give written notice to the police department of the license number, make, and name of the owner, if known to him, of every motor vehicle left unclaimed in the commercial parking facility for a period of thirty (30) consecutive days.

Sec. ~~17-868~~ 931-8. Duty to permit inspection.

Every licensee registrant under this article chapter shall permit inspections of the commercial parking facility by the division of ~~code enforcement~~ neighborhood services at any reasonable time.

Sec. ~~17-869~~. ~~Violations and penalty.~~

~~If the operation of a commercial parking facility continues after revocation of a license issued therefor pursuant to this article, or, if the commercial facility operates after denial of a license as provided in this article, or, if no license is applied for, the owner of the commercial parking facility shall be subject to the penalties provided in section 1-8.~~

DIVISION 2 ARTICLE II. LICENSES REGISTRATIONS

Sec. ~~17-879~~ 931-21. Registration Required.

It shall be unlawful for any person to operate a commercial parking facility within the city without first ~~obtaining a license being registered therefor with the controller, or to operate a commercial parking facility after revocation or expiration of a previously issued license.~~

Sec. ~~17-880~~ 931-22. ~~Application and supporting documents~~ Registration information required.

A license registration required by this ~~division article~~ shall be ~~issued by~~ made to the city controller only upon written ~~application therefor~~ registration form approved first by the division of ~~code enforcement~~ neighborhood services. The ~~application form~~ shall include the following information and any other pertinent information which the division of ~~code enforcement~~ neighborhood services shall require:

- (1) The name and address of:
 - (a.) All persons which have a fee or leasehold interest in the real estate on which the commercial parking facility is to be located; and,
 - (b.) The person who proposes to operate the commercial parking facility; in the case of a firm, the name and address of each partner shall be given, and in the case of a corporation, the name and address of the resident agent and president shall be given.
- (2) The address of the commercial parking facility and legal description of the real estate on which it is to be located.

(3) A plot plan showing:

- (a.) The dimensions of the tract of real estate on which the commercial parking facility is to be located;
- (b.) The exterior dimensions of the building and the number of floors used for storage and parking of motor vehicles, if storage and parking of motor vehicles is within a building;
- (c.) The size and location of each parking space and aisles on any commercial parking facility lot; provided, however, in the case of any commercial parking facility building exclusively with attendant parking, information about the size and location of parking spaces shall not be required;
- (d.) The size and location of each parking space and aisles in any commercial parking facility building; provided, however, separate drawings are not required in the case of floors which have parking spaces substantially identical in size and location; provided, however, in the case of any commercial parking facility building exclusively with attendant parking, information about the size and location of parking spaces shall not be required;
- (e.) The location and size of entrances and exits;
- (f.) The location and size of the motor vehicle reservoir area;
- (g.) The location, message and size of outdoor signs;
- (h.) The location of barriers;
- (i.) The location and nature of the drainage system for any commercial parking facility lot constructed or placed in operation after July 1, 1971; and.
- (j.) The size, location and description of all yard areas and architectural screens for any commercial parking facility lot constructed or placed in operation after July 1, 1971.

The plot plan need not be submitted with the ~~application~~ registration form if a plot plan accurately reflecting this information is on file in the division of ~~code enforcement~~ neighborhood services and is identified in the ~~application form~~.

- (4) The number of square feet of area available for use by motor vehicles as aisles and parking spaces in the commercial parking facility.
- (5) A description of the nature of the ground surface or in the case where parking of motor vehicles is within a building, the nature of the floor surface of the commercial parking facility.
- (6) A description of the barriers, wheel guards or bumper guards used in the commercial parking facility.

Sec. ~~17-881~~ 931-23. Liability insurance or bond.

(a) As a ~~requisite prerequisite~~ for ~~renewing or issuing a license~~ the approval or renewal of a registration required by this ~~division article~~, the ~~applicant therefor~~ registrant shall post or maintain with the city controller either an indemnity bond or a certificate evidencing a policy of liability insurance, executed by a bonding, surety or insurance company authorized to do business in the state, in the sum of twenty-five thousand dollars (\$25,000.00), approved as to form by the corporation counsel. This bond or policy shall be conditioned substantially that the ~~licensee~~ registrant will indemnify and save harmless the city, its officers, agents and employees from any and all loss, costs, damages or expenses by reason of legal liability which may result from or arise out of the ~~granting of such license~~ approval of a registration or the operation of the commercial parking facility for which a license registration is issued, and that the ~~licensee~~ registrant will pay any and all loss or damage evidenced by a final judgment for damage, including the theft of any motor vehicle, part or accessory thereof, or personal property stored therein, that may be sustained by any person who may claim redress for property damage or theft, if such results from the operation or maintenance of any commercial parking facility.

(b) The bond or policy of insurance required by subsection (a) shall be maintained in its original amount by the licensee registrant, at the expense of the licensee registrant, at all times during the period for which the license registration is in effect and shall be of the type where coverage shall automatically be restored to its original amount after each occurrence from which legal liability has arisen.

(c) If two (2) or more licenses registrations are ~~issued to~~ made by the same person, one such bond or policy of insurance may be furnished to cover two (2) or more commercial parking facilities, if it is in the amount of at least twenty-five thousand dollars (\$25,000.00) for each commercial parking facility covered by the bond or policy of insurance. Any bond posted and maintained with the controller under this section shall be accompanied by good and sufficient sureties approved by the controller.

~~Sec. 17-882. Fees; exemptions.~~

(a) ~~The license fee for each commercial parking facility licensed pursuant to this division shall be in accordance with the following schedule of capacities:~~

- ~~(1) 6 through 50 vehicle capacity \$ 25.00~~
- ~~(2) 51 through 100 vehicle capacity 50.00~~
- ~~(3) 101 or more vehicle capacity 100.00~~

~~(b) For any license issued pursuant to this division on or after the first day of July and before the first day of October, one-half of the annual fee shall be paid; and for any license issued on or after the first day of October, one-fourth of the annual fee shall be paid.~~

~~(c) A license required by this division may be issued to the following without the necessity of the payment of the fees required by subsection (a):~~

- ~~(1) Any person operating a commercial parking facility without private profit for a charitable, educational, literary, fraternal or religious purpose; or~~
- ~~(2) Any municipal corporation directly operating a commercial parking facility;~~

~~however, such licensees are subject to all provisions of this Code except those pertaining to fees.~~

~~Sec. 17-883 931-24. Investigation by division of code enforcement neighborhood services.~~

~~Prior to the issuance or reissuance approval or renewal of a license registration under this division article, the division of code enforcement neighborhood services shall determine if the commercial parking facility complies with all of the provisions of this article chapter, other applicable provisions of this Code and other city ordinances, applicable provisions of zoning ordinances and restrictions and applicable provisions of state statutes and regulations. If all such provisions are met and proper application has been made, the division of code enforcement neighborhood services shall so indicate, without undue delay, by preparing and delivering a certificate thereof to the controller.~~

~~Sec. 17-884 931-25. Issuance; required findings.~~

~~The controller shall issue a license certificate of registration required by this division article to the applicant therefor registrant, upon delivery of the certificate from the division of code enforcement neighborhood services pursuant to this division, if he finds that:~~

- ~~(1) The license fee, when required, has been paid;~~
- ~~(21) If the applicant registrant is a person or partnership, the person or each of the partners have not, within the past three (3) years, had any license issued by the city to operate a business revoked because of his conduct of the business or because of his violation of any law or regulation while conducting such business;~~
- ~~(32) If the applicant registrant is a corporation, it must be organized and controlled by the laws of the state or be authorized and qualified by its laws to engage in business in the state; and,~~
- ~~(43) The applicant registrant has posted and maintained with the controller either an indemnity bond or a policy of liability insurance as required by this division; article.~~

- (5) ~~The applicant is not delinquentlly indebted to the city or county for such obligations as license fees or taxes, except if the indebtedness is the subject of pending litigation. The controller may require applicants to state under oath that they do not violate this requirement.~~

Sec. 17-885 931-26. Contents of license registration certificate.

All license certificates of registration issued pursuant to this division article shall include the name of the licensee registrant and any other name under which the commercial parking facility is to be operated, the address of the commercial parking facility, ~~the amount of the license fee~~ and the date of the issuance and expiration of the license registration.

Sec. 17-886. ~~License year.~~

~~All licenses issued pursuant to this division shall be effective on the first day of January of each year, or the date of issuance of the license if that is later, and shall expire on the last day of December of the same year.~~

Sec. 17-887 931-27 Registration term; Renewals.

All ~~renewals of licenses issued~~ registrations pursuant to this division article shall be applied for on or before the fifteenth day of November of the year for which the license is issued valid for a period of one (1) year. Upon certification by the division of neighborhood services that the registrant is in compliance with the provisions of this chapter, the controller shall renew the registration automatically and without application for renewal by the registrant, unless at the time of renewal the registration

(1) has been revoked or suspended, or

(2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 17-888 931-28. Report of changes of circumstances.

If changes occur relative to a commercial parking facility; during the time a license issued pursuant to this division registration is in force, of such a nature as to make the information stated on the application registration form inaccurate, the licensee registrant shall supply corrected information in writing to the division of ~~code enforcement~~ neighborhood services.

Sec. 17-889. ~~Adjustment of fee based on changed circumstances.~~

(a) ~~If the report of the change in circumstances of the licensee filed pursuant to this division is to the effect that the vehicle capacity of the commercial parking facility has been increased, the licensee under this division shall pay an additional amount calculated according to the following formula:~~

additional	fee required	license fee	number of
amount licensee =	by new	originally	months left
must pay	vehicle capacity	paid	in year

12

(b) ~~However, if the corrected information is that the vehicle capacity of the commercial parking facility has been reduced, the licensee shall be reimbursed an amount calculated according to the following formula:~~

amount to	license fee-	fee required	number of
be reimbursed =	originally paid	by new	fulmonths
to licensee		vehicle capacity	left in year

12

(c) ~~If the commercial parking facility business is terminated or the ownership is changed, reimbursement shall be made according to the following formula:~~

amount to be reimbursed to licensee	=	license fee originally paid 12	number of months left in year
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(d) ~~In no event shall a licensee, whose fee is computed under this section, be required either to pay an additional amount which is less than ten dollars (\$10.00), or be entitled to reimbursement in an amount less than ten dollars (\$10.00).~~

Sec. 17-890 931-29. Display.

A licensee registrant under this division article shall display his license certificate of registration at a conspicuous place at the commercial parking facility.

Sec. 17-891. — ~~Altering or defacing license certificate.~~

~~No person shall alter, forge or deface a license certificate for a commercial parking facility.~~

Sec. 17-892. — ~~Unauthorized possession or transfer of license.~~

(a) ~~No person shall possess a valid certificate for a license issued pursuant to this division for a commercial parking facility unless the person is the licensee or his agent.~~

(b) ~~A licensee under this division shall not sell his license issued pursuant to this division, or loan or donate a license certificate to a person not authorized by this article to use the license certificate.~~

Sec. 17-893 931-30. Duplicate certificate.

~~Upon the payment of a replacement fee of one dollar (\$1.00) The controller shall provide a duplicate license certificate of registration for any commercial parking facility, if the original license certificate has been lost, stolen, destroyed or defaced.~~

Sec. 17-894 931-31. Transferability as to premises or persons.

(a) ~~Any license obtained registration pursuant to this division article may not be used by the licensee registrant at a location other than that described on the application for the license registration form and for which the license registration was issued.~~

(b) ~~A license obtained registration pursuant to this division article may not be transferred by the licensee registrant to any other person.~~

Sec. 17-895 931-32. Temporary commercial parking facilities.

(a) All provisions of this article chapter are applicable in full to temporary commercial parking facilities unless modified or exempted by this section.

(b) ~~The application for registration of a temporary commercial parking facility license shall be made to with the controller, shall meet the applicable requirements of this division article for applications registration forms, and shall be applied for submitted to the controller at least thirty (30) calendar days prior to the anticipated first day of use. The application registration form shall, in addition to the requirements of this division article, also state the duration and reason for the temporary use.~~

(c) ~~The license fee for each temporary commercial parking facility shall be fifty (50) per cent of the applicable annual license fee.~~

(dc) The following additional exemptions or modifications of this article chapter shall be effective:

(1) The motor vehicle reservoir required by this article chapter shall be required, except that conspicuous outlining with pavement paint shall not be applicable;

- (2) The provisions of this ~~article~~ chapter relating to drainage shall not apply;
- (3) The provisions of this ~~article~~ chapter relating to surfacing shall not apply;
- (4) The provisions of this ~~article~~ chapter relating to wheel guards shall be invoked at the discretion of the division of ~~code enforcement~~ neighborhood services; and
- (5) The provisions of this ~~article~~ chapter relating to signs required shall be modified to permit temporary signs, and furthermore, the "first hour" rate shall be required to be posted on the sign unless hourly rates are charged.

(ed) Temporary ~~licenses~~ registrations for some specific time or purpose shall be dated on or as of the date of issuance of the certificate of registration.

Sec. ~~17-896~~ 931-33. Revocation.

(a) The controller shall revoke any commercial parking facility ~~license~~ registration issued pursuant to this ~~division~~ article, upon delivery by the division of ~~code enforcement~~ neighborhood services of its written certification that the ~~licensee~~ registrant:

- (1) Has failed, after having been notified in writing and given a period of twenty (20) days to do so, to correct an inaccurate statement of material importance in the application registration form, either which was inaccurate as originally made or which became inaccurate because of changes which occurred relative to the commercial parking facility after the date of application submission; or
- (2) Has knowingly made any false statement in the application registration form; or
- (3) Has knowingly violated or knowingly permitted or countenanced the violation of any provisions of this ~~article~~ chapter or of any other provision of this Code or other municipal ordinance applicable to commercial parking facilities; or
- (4) Has knowingly violated or knowingly permitted or countenanced the violation of any provisions of a zoning ordinance or variance condition applicable to the real estate on which the commercial parking facility is located; or
- (5) Has knowingly violated or knowingly permitted or countenanced the violation of any provision of any state statute or regulation applicable to a commercial parking facility; or
- (6) Has knowingly violated or knowingly permitted or countenanced the violation of any provision of any penal law or ordinance regarding theft, larceny or conversion of a motor vehicle or any personal property stored therein, or the operation of a motor vehicle without the owner's consent.

(b) The controller may revoke any commercial parking facility ~~license~~ registration if, upon investigation and after a hearing, he finds the ~~licensee~~ registrant has failed, after having been notified in writing and given a period of twenty (20) days to do so, to properly maintain a bond or insurance policy as required by this ~~division~~ article.

(c) ~~At least twelve (12) days before the date of any hearing under this section, the licensee shall be sent, by certified mail, written notice of the date, place and nature of the hearing.~~

(dc) The certificate for a ~~license~~ registration revoked pursuant to this section shall be promptly surrendered to the controller.

Sec. ~~17-897~~. Appeals from determinations of division of code enforcement or the controller.

~~(a) Any person aggrieved by any act or omission of the division of code enforcement or the controller relative to the licensing of a commercial parking facility may appeal such action or inaction to the license review board established in this chapter, hereafter referred to as the "board." The appeal shall be a condition precedent to any other legal action taken by an aggrieved person; however, the action of the division of code enforcement or controller shall be suspended from the time that the appeal has been perfected by filing a written notice of appeal with the controller until a decision has been made on the appeal. In order to appeal to the board, the person aggrieved shall send written notice of intent to appeal to~~

~~the controller, by registered mail with return receipt requested or by personal service with a signed receipt. The notice to the controller shall be received within twenty (20) days after the date of the act or knowledge of the omission from which the appeal is being taken.~~

(b) ~~Upon receipt of the notice of appeal given pursuant to this section, the controller shall notify the chairman of the board, who shall schedule a meeting of the board to hear the appeal within ten (10) days of the receipt of the notice to appeal.~~

(c) ~~The corporation counsel or his authorized assistant representing either the division of code enforcement or the controller, as is appropriate, shall present evidence at the hearing which supports the act or omission which caused the appeal to be taken.~~

(d) ~~The decision of the board on an appeal under this section shall be final and the decision, together with the reasons therefor, shall be delivered in writing to the person taking the appeal and a certified copy shall be delivered to the controller, who shall keep all decisions on file in his office. All decisions shall become effective upon delivery to the controller.~~

DIVISION 3 ARTICLE III. PREMISES REQUIREMENTS

Sec. 17-909 931-51. Parking spaces and aisles when attendant parking does not occur.

Where attendant parking is not accomplished with regard to a motor vehicle, the part of the commercial parking facility used for the parking of vehicles shall have conspicuously marked parking spaces which shall open directly upon an aisle of such width and design as to provide safe and efficient means of vehicular access to such parking space. Motor vehicles shall not be parked in such aisles.

Sec. 17-910 931-52. Surfacing and barriers.

(a) The ground or floor surface of every commercial parking facility shall be covered with concrete, brick, stone slab, asphaltic pavement or a similar durable and dust-free surface which meets the approval of the division of ~~code enforcement~~ neighborhood services. The ground or floor surface of the commercial parking facility shall be such as to provide a smooth, level surface for parking and shall be free of depressions, gaps, holes or similar surface aberrations. On due cause shown, the division of ~~code enforcement~~ neighborhood services may, in writing, allow the use, for a period of time not exceeding six (6) months after the commercial parking facility is opened, of a commercial parking facility which does not conform to this subsection.

(b) The motor vehicle parking area in every commercial parking facility shall be enclosed by barriers, except at places of entrance and exit. If a motor vehicle parking and storage area abuts a building, barriers shall be erected to prevent motor vehicles from striking the building. Such barriers shall be sufficient to stop a motor vehicle rolling at a rate of speed of five (5) miles per hour. The division of ~~code enforcement~~ neighborhood services, upon written request by the ~~applicant~~ registrant, shall have the power to modify or waive this subsection where it is deemed by the division of ~~code enforcement~~ neighborhood services to be unnecessary and unreasonably burdensome.

Sec. 17-911 931-53. Entrances, exits and required reservoir area.

(a) Each commercial parking facility shall have at least one (1) entrance and exit, which may or may not be combined, which shall be adequate to afford safe and efficient ingress and egress to the commercial parking facility.

(b) Each commercial parking facility shall have a motor vehicle reservoir area at each entrance at which a ticket or claim check is given, a fee is paid or the ~~licensee~~ registrant under this ~~article~~ chapter takes physical control of the motor vehicle for the purpose of handling it. The motor vehicle reservoir area shall contain, in the case of commercial parking facilities with a vehicle capacity of six (6) through fifty (50) motor vehicles, three (3), nine (9) foot by twenty (20) foot spaces and in the case of all other commercial parking facilities, four (4), nine (9) foot by twenty (20) foot spaces. The motor vehicle reservoir area shall be conspicuously outlined with pavement paint and shall not be used for the parking or storage of motor vehicles, except when all parking spaces are filled. On good cause shown, the division of ~~code enforcement~~ neighborhood services may, in writing, allow the use of a commercial parking facility which has a motor vehicle reservoir area which does not conform to the requirements of this subsection.

Sec. ~~47-912~~ 931-54. Lighting.

Lighting devices used to illuminate a commercial parking facility shall be so located, shielded and directed that they do not glare onto or interfere with street traffic or adjacent uses.

Sec. ~~47-913~~ 931-55. Rate signs required.

(a) At each commercial parking facility at which a fee is charged other than by parking meters, a permanent sign shall be maintained at a place visible from each entrance. Such sign shall show the following minimum information:

(1) The "all day" rate; and

(2) The "first hour" rate.

(b) The figures and lettering showing the "all day" rate and the "first hour" rate as required by subsection (a) shall be of equal size and not less than four (4) inches in height.

(c) All signs required by this section shall comply with all applicable zoning ordinances and restrictions, in addition to the requirements of this section.

Sec. ~~47-914~~ 931-56. Drainage.

Any commercial parking facility constructed or placed in operation after July 1, 1971, shall be constructed with a drainage system adequate to prevent the free flow of water onto properties adjacent to the commercial parking facility or surrounding sidewalks or streets from the real estate on which the commercial parking facility is located.

Sec. ~~47-915~~ 931-57. Landscaping requirements for commercial parking facilities not in a building.

Any commercial parking facility constructed or placed in operation after July 1, 1971, and in which motor vehicles are not parked within a building, shall comply with the following landscape requirements. Any commercial parking facility that has been constructed before or is in operation on July 1, 1971, and in which motor vehicles are not parked within a building, shall not be altered or modified so as to put it in further conflict with this section. If, however, a provision of a zoning ordinance, variance grant or parole covenant imposes a more stringent landscape and screening requirement than is found in this section, the provisions of the zoning ordinance, variance grant or parole covenant shall be controlling.

~~(1a)~~ Yard requirement:

~~(a1)~~ Ten (10) per cent of the lot surface area shall be devoted to yard area. "Lot surface area" shall not be considered to include a street right-of-way. Each yard shall be planted and adequately maintained in ground cover, which may include grass, and shrubbery or trees and shall be raised and defined by a six-inch curb. The division of ~~planning and zoning~~ neighborhood services, upon request by the ~~applicant~~ registrant and upon receiving a suitable alternative plan which meets the general objectives of this subsection, shall have the power to modify or waive, in writing, any landscape requirements which are deemed by the division to be unfeasible or unreasonably burdensome.

~~(b2)~~ Part of the yard area requirement shall be met by providing and maintaining a yard (buffer yard) at least five (5) feet in depth along each property line, except at places of entrance and exit, which is contiguous to a street or residential district. For the purpose of this subsection the term "street" shall mean all designated streets except for any street which is less than thirty (30) feet in width and located within the square formed by north, east, south and west streets.

~~(c3)~~ An architectural screen may be permitted in lieu of the buffer yard, upon approval of the division of ~~planning and zoning~~ neighborhood services as to the design, material and placement of the architectural screen. The architectural screen shall be a wall or fence of ornamental block or brick, or a combination thereof. For each linear foot of architectural screen, the required number of square feet of yard area shall be reduced by two (2) square feet.

~~(2b)~~ Tree requirement: A minimum of one (1) live tree of a three-inch caliper size or larger for every two thousand five hundred (2,500) square feet of lot surface area shall be planted and maintained. The trees shall be located in the yard area. Where an architectural screen is not permitted in lieu of a buffer

yard, one of the required trees shall be planted and maintained in the buffer yard for each fifty (50) linear feet of buffer yard. The division of ~~planning and zoning~~ neighborhood services, upon request by the ~~applicant registrant~~ and upon receiving a suitable alternative plan which meets the general objectives of this subsection, shall have the power to modify or waive, in writing, any landscape requirements which are deemed by the division to be unfeasible or unreasonably burdensome.

Sec. ~~17-916~~ 931-58. Attendant booth.

(a) Attendant booths located at commercial parking facilities shall comply with the following:

- (1) All requirements stated in chapter 12 of ~~this~~ the Code;
- (2) All building regulations of ~~this~~ the Code; and,
- (3) All applicable zoning requirements.

(b) Before constructing any new or altering any existing attendant booth at a commercial parking facility, complete plans for the proposed work shall be filed and approved as required by chapter ~~8~~ 536 of this Code.

SECTION 12. Article IV, Division 4 of Chapter 28 of the "Code of Indianapolis and Marion County, Indiana" concerning sidewalk cafes is hereby amended and recodified as Article VII of Chapter 961 of the "Revised Code of the Consolidated City and County" by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

DIVISION 4. ARTICLE VII. CAFE ACTIVITY IN SIDEWALK SALES AREAS

Sec. ~~28-265~~ 961-701. ~~Definitions; cafe activity on sidewalk unlawful unless license granted.~~

~~(a)~~ As used in this ~~division~~ article, the following terms shall have ~~these~~ the meanings ascribed to them in this section:

Abutting retail business property ~~shall mean~~ means any real property used for retail business, which abuts (but is not located in) the public sidewalk area.

Beverage ~~shall mean~~ means any liquid, hot or cold, intended for use in whole or in part for human consumption.

Cafe activity ~~activity~~ shall mean means the retail sale of beverages or food or the provision of a place for the consumption of beverages or food.

Cafe area ~~shall mean~~ means the area used for cafe activity and shall include the entire sidewalk sales area and any part of the abutting retail business property used directly for cafe activity.

Effective walkway width ~~shall mean~~ means that portion of the sidewalk in the public sidewalk area that is reasonably available for use by the pedestrian stream moving through the area.

Food ~~shall mean~~ means any raw, cooked or processed edible substance intended for use in whole or in part for human consumption.

Public sidewalk area ~~shall mean~~ means a sidewalk area located in the public right-of-way or in an area in which the public has an easement for sidewalk purposes, or both.

Sidewalk sales area ~~shall mean~~ means the portion of the public sidewalk area which has been registered with the controller ~~has licensed~~ for cafe activity.

Sec. 961-702. Registration required.

~~(b)~~ It shall be unlawful for any person to engage in cafe activity on a sidewalk in the public right-of-way without ~~obtaining a license~~ first being registered therefor with the controller in accordance with this ~~division~~ article. However, retail sales of beverages or food may occur:

- (1) From carts or stands operated pursuant to a license issued under Article XXIII of this chapter 17 of this Code except in a sidewalk sales area relative to which a license registration has been granted under this section, or
 - (2) on a temporary basis if written permission is granted by the appropriate governmental units and such writing is filed with and approved by the city controller.
- (~~eb~~) A ~~license granted in accordance with~~ registration under this ~~division article~~ shall obviate the requirement:
- (1) To obtain a ~~peddler's license~~ transient merchant's registration.
 - (2) To comply with the requirements of Chapter 28, Article IV, Division 1 of this Code, to the extent that they are inconsistent with the carrying out of cafe activity, and
 - (3) To obtain an encroachment license for an awning or canopy which does not extend beyond the sidewalk sales area and which is used in connection with cafe activity.
- (~~ec~~) It is the objective of this ~~division article~~ to benefit the residents of the City of Indianapolis as a whole by promoting pedestrian traffic in commercial areas, enhancing the attractiveness of the downtown and other areas of concentrated development and making beverages and food conveniently available for the members of the public, without creating a health or safety hazard or inconveniencing pedestrians.

Sec. ~~28-266~~ 961-703. Requirements for license registration.

(a) The city controller ~~has the power to grant a license to~~ is authorized to approve a registration of a person to use a sidewalk sales area situated immediately next to the abutting retail business property owned or leased by the person, for the sole purpose of engaging in cafe activity. The sidewalk sales area which the person utilizes for cafe activity shall be located in the consolidated city. Such a license registration shall not be ~~granted~~ approved for sidewalk sales areas within the area bounded by Court Street on the south, Pierson Street on the west, Wabash Street on the north, and Scioto Street on the east. A person desiring a license to register to use a sidewalk sales area for cafe activity shall ~~make application in writing to complete a registration form of~~ the city controller.

(b) Except as provided in subsection (c), the city controller shall ~~grant the license~~ approve the registration and issue a certificate of registration if the following requirements are met:

- (1) The public sidewalk area immediately next to the abutting retail business property of the ~~applicant~~ registrant is of the following width (measured from the curb edge to the property line):
 - a. At least fourteen (14) feet if the sidewalk is located within the geographic area bounded by the center lines of North Street, East Street, South Street and West Street, or
 - b. At least twelve (12) feet if the sidewalk is located outside the geographic area described above in a.
- (2) The sidewalk sales area meets these requirements:
 - a. The sidewalk sales area must be located next to abutting retail business property.
 - b. The width (measured perpendicularly to the property line) of the sidewalk sales area must not exceed:
 - (i) Six (6) feet (irrespective of what is stated under (iii), (iv), (v) and (vi), below) for sidewalks on the east and west sides of Meridian Street, between Maryland Street and Court Street and between Wabash Street and New York Street; the north and south sides of Market Street between Delaware Street and Scioto Street, and between Pierson Street and Capitol Avenue; the north and south sides of Washington Street between Illinois Street and Pennsylvania Street; the east and west sides of Illinois Street between Washington Street and Ohio Street; the north and south sides of Ohio Street between Illinois Street and ~~Pennsylvania~~ Pennsylvania Street; and the east and west sides of Pennsylvania Street between Washington Street and Ohio Street;

- (ii) Six (6) feet where the public sidewalk area immediately next to the abutting retail business property of the applicant is at least twelve (12) feet but less than fourteen (14) feet in width;
 - (iii) Eight (8) feet where the public sidewalk area immediately next to the abutting retail business property of the applicant is at least fourteen (14) feet but less than sixteen (16) feet in width;
 - (iv) Nine (9) feet where the public sidewalk area immediately next to the abutting retail business is at least sixteen (16) feet but less than twenty (20) feet in width;
 - (v) One-half ($\frac{1}{2}$) of the sidewalk width where the public sidewalk area immediately next to the abutting retail business property of the applicant is more than twenty (20) feet but less than twenty-six (26) feet in width; or
 - (vi) two-thirds ($\frac{2}{3}$) of the sidewalk width where the public sidewalk area immediately next to the abutting retail business property of the applicant is more than twenty-six (26) feet in width, and
 - c. No part of the sidewalk sales area is located within twelve (12) feet of the point at which the right-of-way lines of two (2) or more streets intersect, fifteen (15) feet of any bus loading zone or trolley loading zone, ten (10) feet of any sidewalk elevator, six (6) feet of any building standpipe, building hydrant or sidewalk grate, or five (5) feet of any taxi stand area, cross-walk, driveway, or alleyway.
- (3) The applicant is actively engaged in a retail business involving the sale of beverages or food in the abutting retail business property. The beverages or food sold in the cafe area will also be sold in the abutting retail business property. The floor area of the abutting retail business property must exceed the area of the sidewalk sales area.
 - (4) The proposed cafe activity is allowed by the applicable zoning regulations.
 - (5) The director of the department of ~~transportation~~ capital asset management has approved the dimensions of the area which may be used as a sidewalk sales area for cafe activity and during what days and what hours the sidewalk sales area may be so used. This determination shall be made by the following process:
 - a. The department of ~~transportation~~ capital asset management shall conduct a pedestrian traffic count on a representative day or days in the spring, summer or fall for the public sidewalk area situated immediately next to the abutting retail business property owned or leased by the applicant.
 - b. The department of ~~transportation~~ capital asset management shall calculate the effective walkway width of the sidewalk after removing from consideration the sidewalk sales area proposed to be used by the ~~applicant~~ registrant.
 - c. The director of the department of ~~transportation~~ capital asset management shall, in light of such pedestrian count and effective walkway width information, determine if the effective walkway width will safely and comfortably accommodate pedestrian traffic at that location for a significant number of hours each week. If it will, the director shall determine during what days of the week and what hours of the day the pedestrian flow will be safely and comfortably accommodated. However, in no event shall the director allow use of a sidewalk sales area for cafe activity that would result in the effective walkway width being reduced to less than five (5) feet.
 - (6) Applicable permits required by the health and hospital corporation of Marion County and other regulatory agencies have been secured and are in force.
 - (7) The ~~applicant~~ registrant has provided a certificate of public liability insurance to the controller, approved as to form by the corporation counsel, insuring the person and naming the City of Indianapolis, as co-insured. The required amounts of personal injury and property damage insurance requirements shall be established by the corporation counsel.
 - (8) The ~~applicant~~ registrant has provided a document, approved as to form by the corporation counsel, in which he agrees to indemnify and hold harmless the city for losses, damages, claims or expenses arising out of the use of the sidewalk sales area for cafe activity.

- (9) A detailed site plan showing the use and location of all furniture and equipment (including, but not limited to, tables, barriers, chairs, signs, awnings, trash receptacles and umbrellas) in the cafe area, the color and design of such furniture and equipment and the movement of people in the cafe area have been approved by the department of metropolitan development for consistency with the requirements of this section, section ~~28-267~~ 961-704 and the objectives of this ~~division~~ article.
- (10) General licensure requirements set forth in Chapter 17 of this Code have been met.

Sec. ~~28-267~~ 961-704. Restrictions on cafe activity.

(a) Use of the cafe area for cafe activity pursuant to this ~~division~~ article shall be subject to the following conditions:

- (1) The ~~licensee registrant~~ (including agents and employees of the ~~licensee registrant~~) shall be required to obey the commands of law enforcement officers, firemen and all other public authorities acting pursuant to law with respect to activity carried out in the sidewalk sales area, including the temporary removal of furniture and equipment and temporary cessation of cafe activity.
- (2) All furniture, equipment and goods shall be taken from the sidewalk sales area when cafe activity is not being conducted or when the abutting retail business property is not open.
- (3) All furniture, equipment and goods must be susceptible of being removed from the sidewalk sales area within a reasonable period of time at any time with the manpower normally available to the licensee.
- (4) Provision shall be made to assure the sidewalk will not be littered, including placement of adequate trash receptacles and periodic picking up of litter in the sidewalk sales area and the area twenty (20) feet from the perimeter of the sidewalk sales area.
- (5) Sales of beverages or food shall not be accomplished by crying out or hawking.
- (6) Pedestrians shall not be exposed to any undue safety or health hazard nor shall a public nuisance be created.
- (7) A device may not be used which would amplify or direct sound. Attention may not be drawn to such retail sales by a light-producing device.
- (8) All signs must comply with applicable zoning restrictions and the detailed site plan approved by the department of metropolitan development.
- (9) Sales of beverages or food may not be made to any person in or on any motorized vehicle.
- (10) Beverages or food sold in the sidewalk sales area shall be provided only for consumption in the sidewalk sales area or in the abutting retail business property.
- (11) Beverages, dispensed in disposable cans, shall have any separable opening tabs removed at the time the cans are sold.
- (12) The controller may, by written notice to the ~~licensee registrant~~, forbid the use of the sidewalk sales area during ~~an outdoor public festival (a community gathering held in a public place with the approval of the appropriate governmental unit including, but not limited to, the Circlefest, Circle of Sounds Music, Indianapolis Symphony Music Festival, Midsummer Festival, and Strawberry Festival) a special event designated under article V of this chapter~~, or require that the ~~licensee registrant~~ meet the additional requirements imposed on all vendors by the ~~organizers of the outdoor public festival~~ special event sponsor.
- (13) The requirements set forth in section ~~28-266~~ 961-703 continue to be met and the cafe activity is carried out in accordance with the detailed site plan.

(b) Use of the cafe area for ~~safe~~ cafe activity shall comply with all laws and regulations including those pertaining to health, zoning and use of the right-of-way. The fact that a ~~license~~ registration has been

~~obtained approved~~ shall not prevent enforcement of such laws or regulations even if the enforcement action has the effect of restricting or preventing the use of the license registration.

(e) ~~Every licensee (including agents and employees of the licensee) shall be subject to the duties and responsibilities set forth in section 17-6 of this Code.~~

Sec. ~~28-267.5~~ 961-705. Certain modifications or variances permitted.

The metropolitan development commission may, with the prior approval of the director of the department of ~~transportation capital asset management~~, modify or vary any of the requirements of section ~~28-266 961-703~~ (b)(1), (2), and (3) and section ~~28-267 961-704~~ (a)(2) and (3) on a showing that the requirement imposes a special hardship on the ~~applicant registrant~~ and the modification or variance of the requirement will not interfere with the achievement of the objective of the ~~division article~~ as set forth in section ~~28-265(d) 961-702(c)~~.

Sec. ~~28-268~~ 961-706.— Terms of licensure Registration term; transferability; revocation.

(a) A license registration, unless ~~granted issued~~ for a lesser determinate period, shall be valid for a ~~term period~~ of one (1) ~~calendar~~ year from the date of ~~granting~~ issuance.

(b) A ~~license issued pursuant to registration under this division article~~ may neither be transferred to another person nor used by the ~~licensee registrant~~ for another location.

(c) The ~~granting approval~~ of a license registration shall be at the sufferance of the city and shall not vest any rights in the ~~licensee registrant~~ to continue the use of a sidewalk sales area. Notwithstanding any other provision of the code, ~~The license registration~~ to use the sidewalk sales area may be revoked at any time by the controller, when it is in the best interest of the city to do so, by giving a written notice at least five (5) days before the date when such license registration is revoked. The license registration to use the sidewalk sales area shall be revoked by the controller if the ~~licensee registrant~~ does not comply with requirements of this division article, or laws or regulations pertaining to health, licensure, use of right-of-way or zoning in the cafe area. The city controller may cause the cafe activity conducted in the sidewalk sales area to be immediately terminated if the insurance required by section ~~28-266 961-703~~ is not maintained in full force and effect during the term of the license registration. ~~Actions of the city controller under this subsection may be appealed in accordance with section 17-68 of this Code.~~

Sec. ~~28-269~~ 961-707. Renewal of license registration.

(a) Before a license registration is renewed, the department of ~~transportation capital asset management~~ shall have an opportunity ~~again to again~~ conduct a pedestrian count, and calculate the effective walkway width, and ~~the director of the department of transportation shall have an opportunity to~~ determine whether this width is sufficient to safely and comfortably accommodate pedestrian flow in light of any changed conditions. If the director determines that a renewal of a license registration would not allow this pedestrian flow standard to be met, the director shall modify the dimensions of the area which may be used as a sidewalk sales area for cafe activity or shall modify the days and hours the area may be so used, or shall modify both. This process shall be completed ~~within a period of thirty (30) calendar days from prior to~~ the time a license of renewal is applied for by the licensee. ~~Renewal applications may be filed no earlier than seventy-five (75) days before the license expires.~~

(b) Before a license registration is renewed, the department of metropolitan development shall have the opportunity ~~again to again~~ review the detailed site plan in light of any changed conditions. If it is determined that a change in the detailed site plan is clearly needed to meet the objectives of this division article, then the license registration shall not be renewed unless such site plan requirements are met. This review must be accomplished ~~within a period of thirty (30) calendar days from prior to~~ the time a license of renewal is applied for by the licensee. ~~Renewal applications may be filed no earlier than seventy-five (75) days before the license expires.~~

(c) If, after the reviews provided in subsections (a) and (b) herein, it is determined that there are no changed conditions which would not allow pedestrian traffic flow standards to be met, and no changes in the detailed site plan, then registrations shall be renewed automatically by the controller and without application for renewal by the registrant, unless at the time of renewal the registration

- (1) has been revoked or suspended, or
- (2) is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings.

Sec. 28-270. Fees.

~~Each original application for a license to engage in cafe activity in a sidewalk sales area under this division shall be accompanied by an application fee of one hundred dollars (\$100.00). In the event the action upon the application is favorable, the application fee shall be retained as the first annual fee. In the event of an unfavorable action on the application, the application fee shall be retained to defray the administrative expense incurred in investigating and processing the application. Sixty-five (65) dollars (\$65.00) of each original application fee shall be allocated to the department of transportation to defray the cost of making and analyzing pedestrian traffic counts and thirty-five dollars (\$35.00) shall be allocated to the city controller to defray the costs of administration. The fee for renewal of an annual license shall be one hundred dollars (\$100.00). Sixty-five dollars (\$65.00) of the renewal fee shall be allocated to the division of development services to defray the costs of making inspections and thirty-five dollars (\$35.00) shall be allocated to the city controller to defray the cost of administration.~~

Sec. 28-271 961-708. Enforcement.

(a) Inspections may be made and action to enforce the provisions of this ~~division~~ article may be taken by the division of ~~development neighborhood~~ services, the office of the city controller, or by the any law enforcement agency. The division of development services, shall be responsible for making periodic inspections of cafe activity carried out in sidewalk sales areas.

(b) ~~Any licensee (including agents and employees of the licensee) who violates any provision of this division is subject to the general penalty for violating this Code as set forth in section 1-8.~~

SECTION 13. Sec. 103-52 of the "Revised Code of the Consolidated City and County" concerning ordinance violation penalties is hereby amended by the deletion of the language which is stricken-through, to read as follows:

Sec. 103-52. Schedule of Code provisions and penalties.

The following Code (or ordinance) provisions and respective civil penalties are designated for enforcement through the ordinance violations bureau:

CODE SECTION	SUBJECT MATTER	CIVIL PENALTY
4-71	Open Burning	50.00
6-4	Animal at Large - 1st offense in calendar year	50.00
6-71	Unlicensed Dog - 1st offense in calendar year	50.00
6-150	Unvaccinated Dog or Cat - 1st offense in calendar year	50.00
7-20	Swimming in Unguarded Waters - 1st offense in calendar year	50.00
17-151	Sale of tobacco products without license - first offense	45.00
17-154	Prohibited distributions of tobacco products - first offense	45.00
17-780	Unlicensed Transient Merchant - 1st offense in calendar year	50.00
17½-8	Littering on premises of another	45.00
17½-17	Vehicle Losing its Load - 1st offense in calendar year	50.00
18-2	Unlawful Noise - 1st offense in calendar year	50.00
20-9	Loitering - 1st offense in calendar year	50.00
20-46	Noisy House - 1st offense in calendar year	50.00
22-2	In Park After Hours - 1st offense in calendar year	50.00
22-9	Alcohol in Park - 1st offense in calendar year	50.00
28-16	Parking prohibited for street repairs and cleaning	12.50
28-210	Skateboard or similar pay device - first offense in calendar year	50.00
29-8	Pedestrian violations	12.50
29-27	Parking when temporarily prohibited	12.50
29-97	Display of unauthorized traffic controls	12.50
29-98	Interference with traffic control devices	12.50

29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	12.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	12.50
29-254	Unlawful manner of parking	12.50
29-255	No required lights on certain parked vehicles	12.50
29-256.1	Violation of handicapped parking restrictions	45.00
29-256.2	Unlawful parking in handicapped parking meter zone	45.00
29-257	Unloading perpendicular to curb without permit	12.50
29-258	Unlawful use of bus stops and taxicab stand	12.50
29-259	Unlawful use of passenger and loading zones	12.50
29-260	Unlawful parking adjacent to certain buildings	12.50
29-262	Unlawful parking for display for sale or advertising	12.50
29-263	Unlawful parking for more than 6 hours	12.50
29-264	Unlawful parking of commercial vehicles at night	12.50
29-265	Unlawful parking in alleys or on certain narrow streets	12.50
29-266	Unlawful parking in designated special parking areas	12.50
29-267	Parking on certain streets where prohibited at all times	12.50
29-268	Stopping, standing or parking on streets where prohibited at all times	12.50
29-269	Parking on certain streets where prohibited at all times on certain days	12.50
29-270	Parking on certain streets when prohibited at certain times on certain days	12.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	12.50
29-284	Parking in excess of time permitted in parking meter zone	12.50
29-291	Parking in meter zone when temporarily prohibited	12.50
29-297	Overtime parking in metered parking space	12.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	12.50
29-336	Unlawful parking of bus or taxicab	12.50
29-337	Unlawful parking in certain mailbox zones	12.50
29-341	Unlawful stopping, standing or parking near fire hydrant	45.00
29-342	Unlawful obstruction of fire lane	25.00
29-398	Unlawful loading or unloading of private bus	12.50
29-400	Unlawfully stopping of food vendor vehicle	12.50
29-401	Violation of noise restriction on food vendors	12.50
29-403	Failure of food vending vehicle to display required warnings	12.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	12.50
29-406	Operation of bicycle without required equipment	12.50
29-407	Unlawful operation of bicycle	12.50
29-424	Operation of unregistered bicycle	7.50
29-440	Consumption or possession by operator of motor vehicle - 1st offense in calendar year	50.00
29-441	Operating motor vehicle containing open alcoholic beverages - 1st offense in calendar year	50.00
Appendix D, Part 26, Sec. 6	Civil zoning violations - first offense Part 26, in calendar year	50.00
811-401	2nd False alarm in twelve month period	25.00
811-401	3rd False alarm in twelve month period	35.00
811-401	4th False alarm in twelve month period	50.00

SECTION 14. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

Every kennel, pet shop, stable, amusement machine, master vendor's, junk dealer's and itinerant junk dealer's, junk peddler's, horse-drawn business, horse-drawn carriage, coachman's, secondhand motor vehicle dealer's, scavenger truck, transient merchant's, commercial parking facilities, advertising on

vehicles, and sidewalk cafe license which has previously been issued by the controller and is valid and in effect on the effective date of this ordinance shall be deemed to be a registration from and after the effective date of this ordinance, and all renewals, suspensions and revocations thereafter shall be governed by the provisions of this ordinance. The holder of any such license shall not, by virtue of this ordinance, be entitled to a refund of any portion of a license fee paid by such holder, for the balance of the license term.

SECTION 15. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 16. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14, and shall have an expiration date of July 1, 2001.

PROPOSAL NO. 583, 1996. Councillor Borst stated that the Economic Development Committee heard Proposal No. 583, 1996 on September 26, 1996. The proposal approves the Metropolitan Development Commission's determination that the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Redevelopment Act. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Dowden, for adoption.

The President stated that this venture was a good thing for the City of Indianapolis and that the project had been recognized by the Secretary of the Navy as a national model. Councillor Moores stated that the Naval Air Warfare Center project had received a creative government award at the recent Indiana Association of Cities and Towns.

Proposal No. 583, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

1 ABSENT: Gilmer

Proposal No. 583, 1996 was retitled GENERAL RESOLUTION NO. 14, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 14, 1996

A GENERAL RESOLUTION approving the determination by the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana that a certain geographic area designated as the "Naval Air Warfare Center Economic Development Area" is an economic development area pursuant to IC 36-7-15-1.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), pursuant to IC 36-7-15-1 and IC 36-7-25, both as amended (collectively referred to as the "Act"), on August 7, 1996, approved and adopted its Resolution No. 96-D-111 declaring the Naval Air Warfare Center Economic Development Area as an "economic development area" as described in the Act (the "Declaratory Resolution"), which Declaratory Resolution was confirmed after a public hearing by Resolution No. 96-D-123, adopted on August 21, 1996;

WHEREAS, the Commission has caused to be prepared maps and plats of the Naval Air Warfare Center Economic Development Area (the "Economic Development Area"), and said maps and plats show the boundaries of the Economic Development Area, the location of various parcels of property, streets, alleys, and other features affecting the acquisition, clearance, replatting, replanning, rezoning or redevelopment or economic development of the Economic Development Area, and other public purposes under the Naval Air Warfare Center Economic Development Area Plan (the "Economic Development Plan") for the Economic Development Area as adopted by the Commission; and

WHEREAS, the Economic Development Plan for the Economic Development Area has been presented to the City-County Council; and

WHEREAS, the City County Council has determined that the designation of the Naval Air Warfare Center Economic Development Area and the planning, replanning, development and redevelopment of said area in accordance with the Plan, as set forth in the Confirmatory Resolution are of public utility and benefit and are in the best interests of the citizens of the Redevelopment District and the City of Indianapolis; and

WHEREAS, pursuant to the Act, the City-County Council desires to approve the determination that the geographic area described as the Naval Air Warfare Center Economic Development Area in the Economic Development Plan is an economic development area pursuant to the Act; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the determination by the Commission that the geographic area described in the Economic Development Plan as the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Act.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 584, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 584, 1996 on September 25, 1996. The proposal amends the Code by changing leave benefits and hours worked by sworn firefighters. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 584, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 584, 1996 was retitled GENERAL ORDINANCE NO. 139, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 139, 1996

A GENERAL ORDINANCE amending Article VII, Chapter 23 of the Code of Indianapolis and Marion County to change leave benefits and hours of work of firefighters.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Article VII Section 23-71 of the Code of Indianapolis and Marion County is hereby amended by adding the words underlined and deleting the words stricken as follows:

ARTICLE VII. FIREFIGHTER PERSONNEL RULES

Sec. 23-71. Holidays; additional pay.

(a) *Suppression division.*

- (1) *Additional pay for working on a holiday.* Because of the nature of the work of the member of the Indianapolis Fire Department, members assigned to the suppression division are often required in the regular rotation of their duties to work on the following holidays, when other citizens are free from the duties of their employment, to-wit:

New Year's Day	Independence Day
President's Day	Labor Day
<u>Martin Luther King Day</u>	Veterans Day
Easter Sunday	Thanksgiving Day
Memorial Day	Christmas Day
Discovery Day	

Because of the increased pressures of the work of the fire force and the around-the-clock requirements for those in the suppression division, it is deemed by this city-county council that they shall be granted additional pay of ~~seventy dollars (\$70.00) per day for working on any of the ten (10) listed holidays for calendar year 1990; seventy-five dollars (\$75.00) per day for working on any of the ten (10) listed holidays for holidays occurring in calendar year 1991 and eighty one hundred dollars (\$80.00) (\$100.00) per day for working on any of the ten (10) eleven (11) listed holidays for holidays occurring in calendar year 1992 and in subsequent years.~~

(b) *Administration division.*

- (1) *Holidays designated.* Sworn members of the administration division of the department shall be entitled to the following days as holidays:

New Years Day	Labor Day
Martin Luther King Day (third Monday of January)	Thanksgiving Day
Presidents Day (third Monday of February)	Friday after Thanksgiving
Good Friday	Christmas Day
Memorial Day	Primary Election Day and General Election Day in years with state or municipal elections
Independence Day	

If any of these holidays fall on a Sunday, the Monday succeeding shall be designated as the legal holiday. When any of these holidays falls on a Saturday, the Friday preceding shall be designated as the legal holiday.

- (2) *Pay for unworked holidays.* Sworn members of the administration division shall receive their regular rate of pay for holidays on which they are not required to work.
- (3) *Additional pay for working on a holiday.* If a sworn member of the administration division is required to work for eight (8) hours or more on one of the designated holidays listed in section (b)(1) above, then that member shall receive the additional pay for that holiday at the rates listed in section (a)(1). If a sworn member of the administration division is required to work less than eight (8) hours on one of the holidays listed in section (b)(1) above, then that member shall receive a portion of the additional pay commensurate with the portion of the day worked, but not less than one-half of the holiday pay.

SECTION 2. Article VII Section 23-72 of the Code of Indianapolis and Marion County is hereby amended by adding the words underlined and deleting the words stricken as follows:

Sec. 23-72. Annual leave.

(a) Suppression Division

(a1) Effective October 1, 1996, Each active member of the Indianapolis fire department assigned to the Suppression Division and hired on or before December 31, 1984, shall receive hereafter not less than one hundred ~~sixty-eight (68)~~ forty-four (144) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any ~~active such member of said fire department~~ hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on said department shall receive not less than two hundred ~~forty (240)~~ sixteen 216 hours annual leave with full salary each and every fiscal year. Provided further that any ~~active such member of said department~~ hired on or before December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to one (1) additional duty day to be added to his regular annual leave. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of two hundred forty (240) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.

(b2) Each active member of the Indianapolis fire department assigned to the suppression division and hired after December 31, 1984, shall receive hereafter not less than ~~one hundred twenty (120)~~ ninety six (96) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any ~~active such member of said fire department~~ hired after December 31, 1984, who shall have served seven (7) continuous years but less than fifteen (15) continuous years on said department shall receive not less than one hundred ~~sixty-eight (168)~~ forty-four (144) hours annual leave with full salary each and every fiscal year. Provided further that any ~~active such member of said department~~ hired after December 31, 1984, who shall have served fifteen (15) or more continuous years on said department shall receive not less than two hundred ~~forty (240)~~ sixteen (216) hours annual leave. Provided further that any such member hired after December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to one (1) additional duty day to be added to his regular annual leave. Annual leave shall be taken within the calendar year in which it is accumulated except as provided in paragraph (a) of this section; however, at the discretion of the chief of the fire department, up to a maximum of three hundred twelve (312) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department. Upon separation of employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement under state law, or in the event of layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accumulated vacation leave at his or her daily rate of compensation.

(b) Non-Suppression Division

(1) Effective October 1, 1996 each active member of the Indianapolis fire department assigned to the non-suppression division and hired on or before December 31, 1984, shall receive hereafter not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any member hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on said department shall receive not less than one hundred sixty (160) hours annual leave with full salary each and every fiscal year. Provided further that any such member hired on or before December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to forty (40) additional hours to be added to his regular annual leave. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of two hundred forty (240) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.

(2) Each active member of the Indianapolis fire department assigned to the non-suppression division and hired after December 31, 1984, shall receive hereafter not less than eighty (80) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any such member hired after December 31, 1984, who shall have served seven (7) continuous years but less than fifteen (15) continuous years on said department shall receive not less than one hundred twenty (120)

hours annual leave with full salary each and every fiscal year. Provided further that any such member hired after December 31, 1984, who shall have served fifteen (15) or more continuous years on said department shall receive not less than one hundred sixty (160) hours annual leave and that any such member who shall have served twenty (20) or more continuous years on said department shall receive not less than two hundred (200) hours annual leave with full salary every fiscal year. Annual leave shall be taken within the calendar year in which it is accumulated however, at the discretion of the chief of the fire department, up to a maximum of three hundred twelve (312) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department. Upon separation of employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement under state law, or in the event of layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accumulated vacation leave at his or her daily rate of compensation.

(c) Annual leave taken pursuant to this section shall be taken in increments of not less than one (1) duty day. "Duty day" shall mean twenty-four (24) hours for members of the department assigned to the suppression division, and eight (8) hours for all other members of the department.

(d) Conversion of annual leave. When a firefighter is transferred from one division to another, the number of hours of annual leave that he/she has accrued shall be converted so he/she retains, as nearly as possible, the same calendar period of time off.

(de) In the case of an on-duty injury where a firefighter is precluded from using unearned annual leave hours in that calendar year, all unearned and unused annual leave shall be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.

SECTION 3. Article VII Section 23-74 of the Code of Indianapolis and Marion County is hereby amended by adding the words underlined and deleting the words stricken as follows:

Sec. 23-74. Perfect attendance leave.

~~(a) Any member of the fire department who is assigned to fire suppression activity and on duty for an average of fifty-six (56) hours per week and who does not use any sick leave during a calendar year shall receive two (2) twenty-four hour compensatory perfect attendance leave days with full pay in addition to any vacation provided to said member. Said two (2) perfect attendance leave days shall be earned as follows:~~

~~(1) All members who do not use any sick leave days during the first six (6) months of any calendar year shall be entitled to one (1) perfect attendance leave day.~~

~~(2) A second such day shall be awarded for those members not using any sick leave during the last six (6) months of said year.~~

~~(b) Effective January 1, 1993, those active members assigned to the non-suppression division who have not used any sick leave during a calendar year shall receive three (3) eight hour compensatory perfect attendance leave days in addition to any vacation provided thereto. These perfect attendance leave days shall be earned as follows: One (1) day for each of the following periods in which sick leave is not used - January - April - May - August and September - December.~~

~~(c) Effective January 1, 1994, those active members of the fire department assigned to the non suppression division who have not used any sick leave shall receive one (1) eight-hour perfect attendance leave day for each calendar quarter in which no sick leave is used in addition to any vacation provided thereto.~~

(dh) Perfect attendance leave days are noncumulative and shall be awarded at the pleasure of the chief of the fire department, so long as the granting of such leave does not necessitate the use of supplementary manpower nor incur additional costs to the fire department. During declared emergencies all leave days, including compensatory perfect attendance days, may be canceled for the duration of said emergencies.

SECTION 4. Sections 23-75 and 23-76 of the Code of Indianapolis and Marion County are hereby deleted:

~~Sec. 23-75. F.L.S.A. Day.~~

~~All active members of the Indianapolis fire department below the rank of district chief who are assigned to the operations division shall be entitled to one (1) twenty-four hour duty off per calendar year. This F.L.S.A. Day shall be scheduled by the department in accordance with rules developed by the department.~~

~~Sec. 23-76. Bonus day.~~

~~All active members of the Indianapolis fire department who are assigned to the operations division shall be entitled to one (1) twenty-four hour duty day off per calendar year in addition to all other leave provided for herein. This bonus day shall be scheduled by the department in accordance with rules developed by the department.~~

SECTION 5. A new Section 23-78 is hereby added to the Code of Indianapolis and Marion County as follows:

Sec. 23-78. Hours of work.

Effective October 5, 1996, firefighters assigned to the suppression division shall be scheduled by the department to work an average of one hundred forty-four hours in a 21 day work period. Firefighters assigned to non-suppression shall be scheduled by the department to work an average of one hundred twenty (120) hours in a 21 day work period.

SECTION 6. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 7. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 8. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14 or on such later date as provided in each Section.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Massie in memory of Noah E. Thompson and Jeffrey Manis; and
- (2) Councillor O'Dell in memory of James W. Ridge and William H. Books; and
- (3) Councillor Talley in memory of Albert H. "Tobe" Taylor

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Noah E. Thompson, Jeffrey Manis, James W. Ridge, William H. Books, and Albert H. "Tobe" Taylor. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the

permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:08 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 30th day of September, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 14, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:12 p.m. on Monday, October 14, 1996, with Councillor SerVaas presiding.

Councillor Brents led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Gilmer

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden introduced a delegation of Moscow officials visiting the City of Indianapolis: Deputy Moscow City Dumas Victor Krougluiakov and Alexander Goroshko, Moscow Officers Tatiana Maksimova and Victor Sorokin, and interpreters Anya Tulpakova and Helen Kolodnikova. He also recognized local hosts Kimberley Barber, Mr. and Mrs. George Mattix, Bill Gothard, and Nathan O'Bryon. Ms. Tulpakova interpreted a written greeting prepared expressing a welcome to the Russian delegates. Mr. Krougluiakov thanked the Council for their reception and explained his City's changes in initiating a democratic political system. Mr. Goroshko presented the President with a booklet detailing the history of the Moscow City Duma (Duma is the Russian equivalent of Council), a book about the City of Moscow, and

postcards from his City. Mr. Sorokin presented the President with some souvenirs from Moscow, including a banner from the traffic control department of the City. The President welcomed Moscow's first popularly elected Council and wished them success in their visit to the City of Indianapolis.

Councillor Jones recognized Leon Brents, husband of Councillor Maggie Brents.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 14, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

October 1, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, October 2, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, October 3, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 581, 641, 642, 643, 645, and 646, 1996, said hearing to be held on Monday, October 14, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 10, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, October 16, 1996, and the *Indianapolis Star* or the *Indianapolis News* on Friday, October 18, 1996, a copy of a Legal Notice of General Ordinance No. 138, 1996.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 14, 1996

October 9, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 91, 1996 - the annual budget for the Revenue Bonds Debt Service Funds for 1997

FISCAL ORDINANCE NO. 92, 1996 - the annual budget for the Marion County Office of Family and Children for 1997

FISCAL ORDINANCE NO. 93, 1996 - the annual budget for the Metropolitan Emergency Communications Agency for 1997

FISCAL ORDINANCE NO. 94, 1996 - the annual budget for Indianapolis and Marion County for 1997

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996 - the annual budget for the Police Special Service District for 1997

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996 - the annual budget for the Fire Special Service District for 1997

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1996 - the annual budget for the Solid Waste Collection Special Service District for 1997

GENERAL ORDINANCE NO. 138, 1996 - amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications

GENERAL ORDINANCE NO. 139, 1996 - amends the Code by changing leave benefits and hours worked by sworn firefighters

GENERAL RESOLUTION NO. 14, 1996 - approves the Metropolitan Development Commission's determination that the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Redevelopment Act

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of September 30, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 676, 1996. The proposal, sponsored by Councillor Short, remembers the life of Jack E. Reich. Councillor Short read the proposal and presented copies of the document to Mr. Reich's daughters, Rosemary Semler and Judith Hoyt, and their husbands. Jack Hoyt thanked the Council for this resolution. Councillor Short moved, seconded by Councillor McClamroch, for adoption. Proposal No. 676, 1996 was adopted by a unanimous voice vote.

Proposal No. 676, 1996 was retitled SPECIAL RESOLUTION NO. 55, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 1996

A SPECIAL RESOLUTION remembering the life of Jack E. Reich.

WHEREAS, Jack E. Reich was a corporate legend, a visionary and was community-minded; and

WHEREAS, Mr. Reich attended Purdue University from 1928 to 1931, and during the Great Depression was fortunate enough to be hired by the Indiana Gross Income Tax Division; and

WHEREAS, in 1939, he went with the revitalizing Indiana Chamber of Commerce where he rose to the top staff position, and during the 1960's was President of the private Indianapolis Water Company and finally became Chairman and Chief Executive Officer of American United Life Insurance Company; and

WHEREAS, during his leadership at AUL the insurance company grew at an impressive rate, and the insurance giant moved to its striking new downtown headquarters building; and

WHEREAS, Mr. Reich generously gave back to his city his many talents and resources, most notably with the Greater Indianapolis Progress Committee, the United Way and to a number of Catholic Church benevolent agencies; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to remember the life and works of community leader and friend, Jack E. Reich.

SECTION 2. The Council extends its sympathy to his wife Jean, daughters Rosemary Semler and Judith Hoyt, and to his many grandchildren and great-grandchildren.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 677, 1996. The proposal, sponsored by Councillor Franklin, recognizes Pearl White Wheeler. Councillor Franklin read the proposal and stated that Ms. Wheeler had passed away the week previous. Councillor Franklin moved, seconded by Councillor Curry, for adoption. Proposal No. 677, 1996 was adopted by a unanimous voice vote.

Proposal No. 677, 1996 was retitled SPECIAL RESOLUTION NO. 56, 1996, and reads as follows:

October 14, 1996

CITY-COUNTY SPECIAL RESOLUTION NO. 56, 1996

A SPECIAL RESOLUTION recognizing Pearl White Wheeler.

WHEREAS, Pearl White Wheeler has given a lifetime of generous hands-on community service in Indianapolis; and

WHEREAS, in the 1960's, she lead a Scouting Campfire Girls program with 212 girls, and was a Director of Girls Club; and

WHEREAS, she has been a part of the Citizens Health Center since its beginning in the early 1970's; and

WHEREAS, in 1970, Ms. Wheeler worked for the city government's Model City's Department, and two years later was elected President of the Martindale Neighborhood Health Council; and

WHEREAS, she has also served the community as a Board Member of the Marion County Mental Health Association, Mayor Lugar's Advisory Council for Women's Programs, Center Township Chairman of the American Cancer Society and as OIC Youth Program Director; and

WHEREAS, during the past thirty years, Pearl White Wheeler has received many awards and commendations including those from St. John AME Church for Faithfulness, recognition by the Girls Clubs of America, WIFE Radio's Public Servant Award and recognition from the National Association of Community Health Centers at its 21st National Convention; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Pearl White Wheeler for her decades of continuous generosity to help those who need assistance, and for serving as a role model for literally thousands of folks--especially young people--in Indianapolis.

SECTION 2. It is citizens like Ms. Wheeler who help make our city a more civilized, compassionate and livable place.

SECTION 3. May her life serve as an example and as an inspiration for others to become involved in the life of our community in any one of a thousand different ways.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 678, 1996. The proposal, sponsored by Councillors Curry, Coughenour, and SerVaas, recognizes WCTY Cable TV 16 for earning national awards. Councillor Curry read the proposal and presented Telecommunications Coordinator Rick Maultra, Station Manager Ken Montgomery, and Producer Adriana deAguiar with copies of the document. Mr. Maultra thanked the Council for this recognition. Councillor Curry moved, seconded by Councillor Coughenour, for adoption. Proposal No. 678, 1996 was adopted by a unanimous voice vote.

Proposal No. 678, 1996 was retitled SPECIAL RESOLUTION NO. 57, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1996

A SPECIAL RESOLUTION recognizing WCTY Cable TV 16 for earning national awards.

WHEREAS, during the past month, Indianapolis WCTY Cable TV 16 has received the highest acclaim in local programming from two national bodies; and

WHEREAS, The Alliance for Community Media presented Channel 16 its Jewell Ryan White Award for contributions to cultural diversity at its annual conference in Washington, D.C.; and

WHEREAS, additionally, the National Association of Telecommunications Officers and Advisors (NATOA) honored the City of Indianapolis with its annual Impact Award For Programming specifically for the Indianapolis television station's Hoosier History episode "*Indiana's Jewish Immigrants*," which is twice during the past four years that the Hoosier state's capitol city has won this award; and

WHEREAS, the Hoosier History series that was created and produced by WCTY's Rick Maultra has visited and documented the cultures of the city's Jewish, Italian, African-American, Irish, Greek, Slovenian and near-southside German communities while there are first and second generation immigrants still here to preserve this rich cultural heritage; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates WCTY Cable TV 16 for its outstanding documentary series, Hoosier History, and its being judged by their peers as being the best in the nation.

SECTION 2. Indianapolis is well served by the history and lore of its people being captured on film that has been well researched and narrated by WCTY Channel 16 TV.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 679, 1996. The proposal, sponsored by Councillors Hinkle and SerVaas, recognizes the World War II 64th Troop Carrier Group veterans. Councillor Hinkle read the proposal and stated that Councillor SerVaas would present copies of the resolution to veterans attending the troop's annual dinner. Councillor Hinkle moved, seconded by Councillor SerVaas, for adoption. Proposal No. 679, 1996 was adopted by a unanimous voice vote.

Proposal No. 679, 1996 was retitled SPECIAL RESOLUTION NO. 58, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 1996

A SPECIAL RESOLUTION recognizing the World War II 64th Troop Carrier Group veterans.

WHEREAS, during the Second World War the Troop Carrier Command's work was to carry airborne troops to their drop locations, deliver supplies by air, fly wounded soldiers to the hospitals and tow glider planes to their drop locations; and

WHEREAS, the Command was headquartered at Stout Field which is now a part of Indianapolis; and

WHEREAS, the principal airplane used by the Troop Carriers was the workhorse of the war and for many years thereafter, the twin engine C-47; and

WHEREAS, the 64th Troop Carrier Group saw an extraordinary amount of activity between 1942 and 1945 in the U.S., England, North Africa, Italy, then on to India to help the Southeast Asian war effort, and finally back to the European Theater for military duties and to air drop relief supplies to newly liberated cities and prisoner of war camps; and

WHEREAS, during those three long and difficult years the Group flew 48,000 tons of supplies and 320,000 passengers, patients and troops, was commended by General Eisenhower and received numerous medals for heroism, sacrifice and achievement; now, therefore:

October 14, 1996

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and welcomes the air and ground crews of the 64th Troop Carrier Group who were trained to do their jobs and proceeded to do the work that needed to be done during the Second World War.

SECTION 2. The engines are silent and the war has long since ended, and now the 64th Troop Carrier veterans are reuniting in Indianapolis to share their memories, to reflect upon those youthful days so long ago, to reverently remember those comrades who have departed, to recall the good times as well as some terrifying moments and to hope against all hope that someday God's people will learn to live in peace.

SECTION 3. The people of Indianapolis hope that this reunion is a very positive and memorable experience for these American heroes and their families and friends.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 699, 1996. The proposal, sponsored by Councillor McClamroch, establishes a Task Force on Court Related Budgeting. Councillor McClamroch read the proposal and explained its intent.

Councillor Williams congratulated Councillor McClamroch for initiating a proposal that is long overdue.

Councillor Boyd stated that he will vote against Proposal No. 699, 1996 because he does not understand all the implications of this proposal. Councillor McClamroch stated that he hopes Councillor Boyd will understand more clearly after the Committee discussions.

Councillor McClamroch moved, seconded by Councillor Dowden, for adoption. Proposal No. 699, 1996 was adopted by a voice vote.

Proposal No. 699, 1996 was retitled COUNCIL RESOLUTION NO. 52, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 1996

A COUNCIL RESOLUTION establishing a Task Force on Court Related Budgeting.

WHEREAS, the structural unification of the Superior and Municipal Courts in Marion County will be fully effected after January 1, 1997; and

WHEREAS, the 1997 budget requests from the Superior Court and other components of the civil and criminal justice system, suggested for substantial increases in funding; and

WHEREAS, the Public Safety and Criminal Justice Committee recommended the establishment of a Task Force to review the needs for additional funding and before proposing additional appropriations for the 1997 budget year; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby establishes a Task Force on Court Related Budgeting to examine the civil and criminal justice system in Marion County, including, but not limited to, court unification, probation services, and the public defender agency. The Task Force shall review the staffing, operational,

and budgetary requirements and recommend to the Council such changes and increases as may be appropriate, particularly with respect to those "over-the-guideline" budget requests for 1997.

SECTION 2. Membership of the Task Force shall consist of:

- (1) The majority leader of the Council, who shall serve as chairman of the Task Force;
- (2) Three (3) judges of the Marion Superior Court appointed by the presiding judge of that court;
- (3) The minority leader of the Council and one additional Councillor appointed by the minority leader;
- (4) Councillors William Dowden and Ron Franklin;
- (5) Prosecuting Attorney, Scott Newman; County Auditor, John von Arx; County Sheriff, Jack Cottey; County Clerk, Sarah Taylor; Chief Public Defender, David Cook; Chief Probation Officer, George Walker; and Director of Public Safety, Michael Beaver; and
- (6) Up to four (4) additional members appointed by the president of the Council.

SECTION 3. The president of the Council may authorize such staff for the Task Force as may be appropriate.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 659, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation transferring \$2,636 in the County General Fund for the County Coroner to increase part-time deputy coroners due to an increased case load"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 660, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 661, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 662, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which concerns cable television"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 663, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which regards telecommunications policy"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 664, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which regards local government's authority over the public rights-of-way"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 665, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which regards cellular and satellite antenna zoning preemption"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 666, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 667, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 668, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop for Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 669, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Market Street and Vine Street (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 670, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 671, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 672, 1996. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 673, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 674, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 675, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 698, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Borst reported that the Economic Development Committee heard Proposal Nos. 680-683, 1996 on October 9, 1996. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

PROPOSAL NO. 680, 1996. The proposal is a special ordinance for the Archdiocese of Indianapolis authorizing the design, acquisition, construction, equipping and furnishing of educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County). Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 680, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 680, 1996 was retitled SPECIAL ORDINANCE NO. 17, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 17, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its \$60,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Archdiocese of Indianapolis Educational Facilities Project) (the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, a representative of the Roman Catholic Archdiocese of Indianapolis, Indiana (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the following economic development facilities (as defined in the Act): (A) the design, acquisition, construction, equipping and furnishing of two new grade schools (K8) at the following locations (1) Holy Angels Catholic Church, 740 West 28th Street, and (2) St. Simon Catholic Church, 8155 Oaklandon Road; (B) the

design, construction, renovation, equipping and furnishing of existing grade schools (K-8) at the following locations: (1) All Saints School, 337 North Warman Avenue, (2) Central Catholic School, 1155 East Cameron Street, (3) Christ the King Catholic Church, 5858 Crittenden Avenue, (4) Holy Cross Central School, 125 North Oriental Street, (5) Holy Spirit Catholic Church, 7243 East 10th Street, (6) Immaculate Heart Catholic Church, 317 East 57th Street, (7) Nativity of Our Lord Jesus Christ, 7225 Southeastern Avenue, (8) Our Lady of Lourdes Catholic Church, 30 South Downey Avenue, (9) St. Andrew Catholic Church, 3922 East 38th Street, (10) St. Barnabas Catholic Church, 8300 Rahke Road, (11) St. Christopher Catholic Church, 5335 West 16th Street, (12) St. Gabriel Catholic Church, 6000 West 34th Street, (13) St. Joan of Arc Catholic Church, 500 East 42nd Street, (14) St. Jude Catholic Church, 5353 McFarland Road, (15) St. Lawrence Catholic Church, 4650 North Shadeland Avenue, (16) St. Luke Catholic Church, 7650 North Illinois Street, (17) St. Mark Catholic Church, 535 East Edgewood Avenue, (18) St. Matthew Catholic Church, 4100n East 56th Street, (19) St. Michael Catholic Church, 3354 West 30th Street, (20) St. Monica Catholic Church, 6131 North Michigan Road, (21) St. Philip Neri Catholic Church, 545 North Eastern Ave., (22) St. Pius X Catholic Church, 7200 Sarto Drive, (23) St. Rita Catholic Church, 1733 Dr. Andrew J. Brown Avenue, (24) St. Roch Catholic Church, 3603 S. Meridian Street, (25) St. Theresa (Little Flower), 4720 East 13th Street, and (26) St. Thomas Aquinas Catholic Church, 4625 North Kenwood Avenue, (C) the design, construction, renovation, equipping and furnishing of existing high schools (grades 9-12) at the following locations: (1) Bishop Chatard High School, 5885 North Crittenden Avenue, (2) Cardinal Ritter High School, 3360 West 30th Street, (3) Roncalli High School, 3300 Prague Road and (4) Seccina Memorial High School, 5000 North Nowland Avenue, and (D) the acquisition of land, site development, design, construction, equipping and furnishing of support facilities at existing cemeteries at the following locations: (1) Our Lady of Peace Cemetery, 9001 Haverstick Road and (2) Calvary Cemetery, 435 West Troy Avenue (collectively, the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, installation and equipping of the Project by issuing its \$60,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Archdiocese of Indianapolis Educational Facilities Project) (the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to the Trust Indenture dated as of October 15, 1996 (the "Bond Indenture") between the Issuer and Fifth Third Bank of Central Indiana, Indianapolis, Indiana, as trustee (the "Bond Trustee") and Fifth Third Bank, as the Paying Agent and Registrar, in order to obtain funds to lend to the Borrower, pursuant to the Loan Agreement dated as of October 15, 1996 (the "Loan Agreement") between the Issuer and the Borrower, pursuant to the Master Trust Indenture (as the same may be amended or supplemented from time to time in accordance with the provisions thereof, hereinafter referred to as the "Master Indenture") the Supplemental Master Indenture No. 1"), each dated as of October 15, 1996, by and among the Borrower, the Roman Catholic Archdiocese of Indianapolis Properties, Inc., an Indiana nonprofit corporation (hereinafter referred as "Catholic Properties"), the Catholic Community Foundation, Inc., an Indiana nonprofit corporation hereinafter referred as "Catholic Foundation"), and Fifth Third Bank of Central Indiana, Indianapolis, Indiana, as trustee (the "Master Trustee"), an pursuant to the Note issued by the Borrower to the Issuer in a principal amount equal to the aggregate principal amount of the Bonds and dated the same date as the date of the Bonds (the "Note"), for the purpose of financing or providing reimbursement for the costs of financing the Project including a portion of the interest on the Bonds during construction, funding a debt service reserve fund for the Bonds, obtaining credit enhancement for the Bonds, and paying certain costs of issuing the Bonds; and

WHEREAS, the Loan Agreement, Master Indenture and Note provide for the repayment by the Borrower of the loan of the proceeds of the Bonds pursuant to which the Borrower will agree to make payments sufficient to pay the principal and interest on the Bonds as the same come due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, substantially final forms of the Loan Agreement, Bond Indenture, Master Indenture (including the Supplemental Master Indenture No. 1), Note, Bond Purchase Agreement among the Issuer, Borrower and PaineWebber Incorporated (the "Underwriter"), Preliminary Official Statement, and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") regarding the Bonds have been presented at this meeting and reviewed by the Commission; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Borrower for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Borrower will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents are hereby approved in their substantially final forms.

SECTION 3. The Issuer shall issue its Bonds in the aggregate principal amount not to exceed Sixty Million Dollars (\$60,000,000) for the purpose of procuring funds to loan to the Borrower in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Borrower or other members of the Obligated Group (as defined in the Master Indenture) pursuant to the Loan Agreement, Master Indenture and Note to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The Issuer shall deem the Preliminary Official Statement final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Issuer shall authorize the Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement to certify to the Underwriter that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final as stated above prior to the distribution of the Preliminary Official Statement.

SECTION 5. The Bonds may be sold either as serial or term bonds, or any combination thereof, maturing annually, and with a final maturity date on or before July 1, 2026, as finally set forth in the Financing Documents. The aggregate principal amount of term bonds annually subject to mandatory redemption at a redemption price of 100% of the principal amount thereof through the operation of a sinking fund provisions of the Bond Indenture shall not exceed Sixty Million Dollars (\$60,000,000). The bonds shall be sold subject to optional redemption, commencing no sooner than July 1, 2006 and no later than July 1, 2008, at a redemption price not to exceed 102% of its principal amount in the first year such Bonds are subject to optional redemption and declining to 100% of its principal amount by no later than the end of the third year thereafter, as finally set forth in the Financing Documents.

SECTION 6. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter thereof at a price not less than ninety-five percent (95%) of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eight percent (8%) per annum. The use of a Final Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 7. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing

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Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst asked for consent to vote on Proposal Nos. 681 and 682, 1996 together, as they are project extensions requested by the same developer for the same reasons. Consent was given.

PROPOSAL NO. 681, 1996. The proposal extends S.R. 39, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6). PROPOSAL NO. 682, 1996. The proposal extends S.R. 31, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 and 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8). Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Councillor Moriarty Adams stated that she will abstain due to a potential conflict of interest. Proposal Nos. 681 and 682, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

1 ABSENT: Gilmer

Proposal No. 681, 1996 was retitled SPECIAL RESOLUTION NO. 59, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1996, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, City-County Special Resolution No. 39, 1996 has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Oakland Civic Charities Foundation (the "Company") for Summit House (the "Project") which resolution set an expiration date of October 31, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Resolution is hereby amended by deleting the expiration date of October 31, 1996, contained therein and replacing said date with the date of April 30, 1997.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 682, 1996 was retitled SPECIAL RESOLUTION NO. 60, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1996

A SPECIAL RESOLUTION amending City-County Special Resolution No. 31, 1996, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, City-County Special Resolution No. 31, 1996 has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Oakland Civic Charities Foundation (the "Company") for Eagle Terrace (the "Project") which resolution set an expiration date of October 31, 1996 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Resolution is hereby amended by deleting the expiration date of October 31, 1996, contained therein and replacing said date with the date of April 30, 1997.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 683, 1996. The proposal is an Inducement Resolution for Ripple Creek, L.P. in an amount not to exceed \$11,500,000 to proceed with the acquisition and rehabilitation of the existing 400-unit Brittany Woods Apartment located at 5018 LeMans Drive (Ripple Creek, L.P. Project) (District 6). Councillor Borst moved, seconded by Councillor Black, for adoption. Councillor Moriarty Adams stated that she will abstain due to a potential conflict of interest. Proposal No. 683, 1996 was adopted on the following roll call vote; viz:

October 14, 1996

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

1 ABSENT: Gilmer

Proposal No. 683, 1996 was retitled SPECIAL RESOLUTION NO. 61, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Ripple Creek L.P., a yet to be formed limited partnership (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities referred to as the acquisition and substantial rehabilitation of the existing 400-unit Brittany Woods Apartment project which is located on an 18 acre parcel of land at 5018 LeMans Drive, Indianapolis, Indiana (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and substantial renovation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition and substantial renovation of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$11,500,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and substantial renovation of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and substantial renovation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and substantial renovation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires April 30, 1997, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds

has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section I.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 684, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on October 10, 1996." The Council did not schedule Proposal No. 684, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 684, 1996 was retitled REZONING ORDINANCE NO. 212, 1996, and is identified as follows:

REZONING ORDINANCE NO. 212, 1996. 96-Z-113 (Amended)
382 EAST MORRIS STREET & 1104 SOUTH EAST STREET (approximate address),
INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25
DONALD J. and MARSH J. THARP, by Peter D. Cleveland, request a rezoning of 2.148 acres, being in the C-5, D-5, and D-8 Districts, to the C-3 classification to provide for a restaurant.

PROPOSAL NO. 685, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on October 10, 1996." The Council did not schedule Proposal No. 685, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 685, 1996 was retitled REZONING ORDINANCE NO. 213, 1996, and is identified as follows:

REZONING ORDINANCE NO. 213, 1996. 96-Z-123
8610 WEST WASHINGTON STREET and 2101 SOUTH BRIDGEPORT ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
STEVE SHOUP, by Philip Nicely, requests a rezoning of 36.48 acres, being in the D-A and D-3 Districts, to the C-S classification to provide for a mixed use development including commercial retail uses; self-storage facility with an office and a resident manager; multifamily residential development; and office/flex warehousing.

PROPOSAL NOS. 686-697, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 10, 1996." The Council did not schedule Proposal Nos. 686-697, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 686-697, 1996 were retitled REZONING ORDINANCE NOS. 214-225, 1996, and are identified as follows:

REZONING ORDINANCE NO. 214, 1996. 96-Z-179

702 EAST SOUTH COUNTY LINE ROAD (rear) and 6850 BUFFALO RUN DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

THE J.C. HART COMPANY, INC., by MICHAEL C. COOK, requests a rezoning of 4.21 acres, being in the D-A District, to the D-6II classification to provide multifamily residential development which may include for the construction of 40 apartment units in 4 buildings.

REZONING ORDINANCE NO. 215, 1996. 96-Z-196

5101 U.S. 31 SOUTH (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

GENERAL HOTELS CORPORATION, by David R. Warshauer, requests a rezoning of 3.76 acres, being in the SU-34 District, to the C-6 classification to provide for the construction and operation of a hotel, accessory facilities and off-street parking.

REZONING ORDINANCE NO. 216, 1996. 96-Z-161

440 SOUTH BRIDGEPORT ROAD (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

EVERETT TODD AND SON FARM, INC., by Thomas Michael Quinn, request a rezoning of 71.7 acres, being in the I-3-S(FF) District, to the D-4(FF) classification to provide for the construction of a single-family residential development.

REZONING ORDINANCE NO. 217, 1996. 96-Z-190

782 NORTH CONCORD STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16

INDIANAPOLIS PUBLIC HOUSING AUTHORITY requests a rezoning of 11.927 acres, being in the D-7 District, to the D-P classification to provide for the construction of single- and two-family residences.

REZONING ORDINANCE NO. 218, 1996. 96-Z-162

527 LEON STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

JOHN and MARLENE SIMEONE request the rezoning of 0.09 acre, being in the I-3-U District, to the D-8 classification to conform to the recommendation of the Lockerbie Square Historic Area Plan and the existing use.

REZONING ORDINANCE NO. 219, 1996. 96-Z-138

6225 KNOLLTON ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 9

JESUS IS LORD CHRISTIAN FELLOWSHIP CHURCH requests a rezoning of 1.25 acres, being in the D-A District, to the SU-1 classification to provide for a the construction of a church and related use.

REZONING ORDINANCE NO. 220, 1996. 96-Z-160

1850 SOUTH MUESSING ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

RONALD R. and SANDRA K. COX, by David A. Retherford, requests a rezoning of 76.725 acres, being in the D-A(FF)(FW) District, to the D-S(FF)(FW) classification to provide for the construction of a residential development.

REZONING ORDINANCE NO. 221, 1996. 96-Z-173

279, 281 NORTH ADDISON STREET and 282, 278 NORTH BELLEVIEW PLACE (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 17

DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.478 acre, being in the C-3 District, to the D-5 classification to provide for residential uses.

REZONING ORDINANCE NO. 222, 1996. 96-Z-175

6945 WEST MORRIS STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

WILLIAM E. SODRELL and JEROME BREWSTER request a rezoning of 3.11 acres, being in the D-A District, to the D-5 classification to provide for residential development which may include the construction of 15 lot single-family residential subdivision.

REZONING ORDINANCE NO. 223, 1996. 96-Z-176

1701 EAST 38TH STREET , 3743-3755 NORTH SUTHERLAND AVENUE, and 3721-3739 NORTH SCHOFIELD AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 11

HOOSIER COMPANIES, INC., by Mitch Sever, requests a rezoning of 1.65 acres, being in the D-5 District, to the I-2-U classification to provide for I-2-S industrial uses.

REZONING ORDINANCE NO. 224, 1996. 96-Z-177

2301 POST DRIVE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

POST 70 PARTNERS, L.P., by Thomas Michael Quinn, requests a rezoning of 4.15 acres, being in the I-2-S District, to the C-4 classification to provide for C-4 commercial uses.

REZONING ORDINANCE NO. 225, 1996. 96-CP-28Z (96-DP-14)

7625 KNAPP ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

AGRI-VEST DEVELOPMENT, INC., by David A. Retherford, requests a rezoning of 37 acres, being in the D-A(FF) District, to the D-P(FF) classification to provide for a single-family residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 309, 1996. Councillor Shambaugh, as Acting Chairman at the October 1, 1996 Committee meeting, reported that the Administration and Finance Committee heard Proposal No. 309, 1996 on October 1, 1996. The proposal is a transfer of \$614,219 in the County General Fund to allow various county agencies to pay their 1996 ISA charges. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Borst asked if this proposal was simply a re-distribution of budgeted money. Kim Didier, Deputy Director of the Information Services Agency, confirmed that these monies were presently budgeted and will simply be re-distributed between agencies.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Coonrod, for adoption. Proposal No. 309, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 309, 1996, as amended was retitled FISCAL ORDINANCE NO. 95, 1996, and reads as follows:

October 14, 1996

CITY-COUNTY FISCAL ORDINANCE NO. 95, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Six Hundred Fourteen Thousand Two Hundred Nineteen Dollars (\$614,219) in the County General Fund for purposes of the various county agencies and reducing certain other appropriations for other county agencies.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,d,f,g,h,i,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z,aa,bb,cc,ee) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of various county agencies to pay their 1996 ISA charges.

SECTION 2. The sum of Six Hundred Fourteen Thousand Two Hundred Nineteen Dollars (\$614,219) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY CORONER</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	6,300
<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	
3. Other Services and Charges	18,585
<u>PROSECUTING ATTORNEY</u>	
3. Other Services and Charges	118,394
<u>FORENSIC SERVICES AGENCY</u>	
3. Other Services and Charges	18,850
<u>COUNTY SHERIFF</u>	
3. Other Services and Charges	50,158
<u>MARION COUNTY SUPERIOR COURT</u>	
3. Other Services and Charges	368,596
<u>COMMUNITY CORRECTIONS</u>	
3. Other Services and Charges	3,172
<u>MARION COUNTY CHILDREN'S GUARDIAN HOME</u>	
3. Other Services and Charges	668
<u>COUNTY AUDITOR</u>	
3. Other Services and Charges	27,594
<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	
3. Other Services and Charges	<u>1,902</u>
TOTAL INCREASE	614,219

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	62,191
<u>VOTER'S REGISTRATION</u>	
3. Other Services and Charges	148
<u>CENTER TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	10,558

<u>DECATUR TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	5,998
<u>LAWRENCE TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	7,767
<u>PERRY TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	7,129
<u>WASHINGTON TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	9,974
<u>WAYNE TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	16,358
<u>CIRCUIT COURT</u>	
3. Other Services and Charges	700
<u>MARION COUNTY JUSTICE AGENCY</u>	
3. Other Services and Charges	12,556
<u>COUNTY RECORDER</u>	
3. Other Services and Charges	17,348
<u>COUNTY TREASURER</u>	
3. Other Services and Charges	413,992
<u>COUNTY ASSESSOR</u>	
3. Other Services and Charges	774
<u>FRANKLIN TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	10,091
<u>PIKE TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	22,357
<u>WARREN TOWNSHIP ASSESSOR</u>	
3. Other Services and Charges	<u>16,278</u>
TOTAL DECREASE	614,219

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 581, 1996. Councillor Shambaugh reported that the Administration and Finance Committee heard Proposal No. 581, 1996 on October 1, 1996. The proposal is an appropriation of \$27,956 for the Franklin Township Assessor to allow five full-time employees to reach the midpoint of their pay ranges financed from the County General Fund balances. By a 5-0 vote, the Committee postponed the proposal until October 29, 1996. Councillor Shambaugh moved, seconded by Councillor Smith, to postpone Proposal No. 581, 1996 until November 11, 1996. Proposal No. 581, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 585, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 585, 1996 on October 2, 1996. The proposal is an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex financed by a grant from the United States Marshals Service. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams stated that she will be voting in favor of this proposal but wishes to state for the record that the business people of her district are not opposing this jail facility with the understanding that the relocation of Market Square Arena be kept within her district. Councillor McClamroch stated that a relocation site has not been verified at this time.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 585, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAY: Gray
1 ABSENT: Gilmer

Proposal No. 585, 1996 was retitled FISCAL ORDINANCE NO. 96, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 96, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Million Three Hundred Fifty Thousand Dollars (\$2,350,000) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff for the renovation of the Service Supply building for use as a jail annex.

SECTION 2. The sum of Two Million Three Hundred Fifty Thousand Dollars (\$2,350,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
4. Capital Outlay	2,350,000
TOTAL INCREASE	2,350,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	2,350,000
TOTAL REDUCTION	2,350,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 586-590, 1996 on October 2, 1996. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 586, 1996. The proposal is an appropriation of \$66,000 for the Marion County Superior Court to provide additional funds for the balance of 1996 financed by revenues in the Juvenile Probation Fees Fund. PROPOSAL NO. 587, 1996. The proposal is an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant. PROPOSAL NO. 588, 1996. The proposal is an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters. PROPOSAL NO. 589, 1996. The proposal is an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant. PROPOSAL NO. 590, 1996. The proposal is an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:33 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 586-590, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Schneider

1 ABSENT: Gilmer

Proposal No. 586, 1996 was retitled FISCAL ORDINANCE NO. 97, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 97, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Sixty-six Thousand Dollars (\$66,000) in the Juvenile Probation Fees Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court for funding for the balance of the year.

SECTION 2. The sum of Sixty-six Thousand Dollars (\$66,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

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SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>JUVENILE PROBATION FEES FUND</u>
2. Supplies	8,000
4. Capital Outlay	<u>58,000</u>
TOTAL INCREASE	66,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>JUVENILE PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Juvenile Probation Fees Fund	<u>66,000</u>
TOTAL REDUCTION	66,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 587, 1996 was retitled FISCAL ORDINANCE NO. 98, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 98, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Thirty-nine Thousand Dollars (\$39,000) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to fund Project Impact

SECTION 2. The sum of Thirty-nine Thousand Dollars (\$39,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>39,000</u>
TOTAL INCREASE	39,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>39,000</u>
TOTAL REDUCTION	39,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 588, 1996 was retitled FISCAL ORDINANCE NO. 99, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 99, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty-two Thousand Five Hundred Dollars (\$22,500) in the State and Federal Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court to fund a grant for Big Sisters.

SECTION 2. The sum of Twenty-two Thousand Five Hundred Dollars (\$22,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>22,500</u>
TOTAL INCREASE	22,500

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>22,500</u>
TOTAL REDUCTION	22,500

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 589, 1996 was retitled FISCAL ORDINANCE NO. 100, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 100, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Twenty-eight Thousand Six Hundred Twenty Dollars (\$328,620) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor for the continuation of the comprehensive traffic safety program in Marion County.

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SECTION 2. The sum of Three Hundred Twenty-eight Thousand Six Hundred Twenty Dollars (\$328,620) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	148,458
2. Supplies	5,245
3. Other Services and charges	165,912
 <u>COUNTY AUDITOR</u>	
1. Personal Services - Fringes	9,005
TOTAL INCREASE	328,620

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	328,620
TOTAL REDUCTION	328,620

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 590, 1996 was retitled FISCAL ORDINANCE NO. 101, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 101, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-seven Thousand Eight Hundred Seventeen Dollars (\$77,817) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor to continue a statistical study on drunk driving alternative sentencing programs.

SECTION 2. The sum of Seventy-seven Thousand Eight Hundred Seventeen Dollars (\$77,817) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	55,506
2. Supplies	360
3. Other Services and Charges	8,075

COUNTY AUDITOR

1. Personal Services-Fringes	<u>13,876</u>
TOTAL INCREASE	77,817

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>77,817</u>
TOTAL REDUCTION	77,817

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 592, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 592, 1996 on October 2, 1996. The proposal is an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:37 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 592, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 592, 1996 was retitled FISCAL ORDINANCE NO. 102, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 102, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Sixty-three Thousand Eight Hundred Eighty Dollars (\$263,880) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Emergency Management Division and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management Division for warning sirens.

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SECTION 2. The sum of additional Two Hundred Sixty-three Thousand Eight Hundred Eighty Dollars (\$263,880) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>EMERGENCY MANAGEMENT DIVISION</u>	<u>CITY CUMULATIVE DEVELOPMENT FUND</u>
4. Capital Outlay	263,880
TOTAL INCREASE	263,880

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>CITY CUMULATIVE DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Development Fund	263,880
TOTAL REDUCTION	263,880

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 641, 1996. Councillor Shambaugh reported that the Administration and Finance Committee heard Proposal No. 641, 1996 on October 2, 1996. The proposal is an appropriation of \$290,000 in the Information Services Internal Service Fund for the Information Services Agency to pay increases in the wiring contract and voice mail maintenance contract, and in the increased telephone charges associated with supporting over 5,000 telephone lines financed by revenues from telephone customers. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:39 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Coonrod, for adoption. Proposal No. 641, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Borst
1 ABSENT: Gilmer

Councillor Williams stated that the recent Convention of Cities and Towns had revealed some attractive telecommunications offers that should be looked into.

Proposal No. 641, 1996 was retitled FISCAL ORDINANCE NO. 103, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 103, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Ninety Thousand Dollars (\$290,000) in the Information Services Internal Service Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the Information Services Internal Service Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(ff) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Information Services Agency to cover increased Ameritech contract for wiring and maintenance.

SECTION 2. The sum of Two Hundred Ninety Thousand Dollars (\$290,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>INFORMATION SERVICES INTERNAL SERVICE FUND</u>
3. Other Services and Charges	<u>290,000</u>
TOTAL INCREASE	290,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>INFORMATION SERVICES INTERNAL SERVICE FUND</u>
Unappropriated and Unencumbered	
Information Services Internal Service Fund	<u>290,000</u>
TOTAL REDUCTION	290,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 642, 643, 645, and 646, 1996 on October 2, 1996.

PROPOSAL NO. 642, 1996. The proposal seeks authorization for Mayor Goldsmith, as Chief Executive, to execute a lease on behalf of Marion County with the Indianapolis-Marion County Building Authority for real estate located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 642, 1996, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
1 NAY: *Gray*
2 NOT VOTING: *Black, Golc*
1 ABSENT: *Gilmer*

Proposal No. 642, 1996, as amended, was retitled GENERAL ORDINANCE NO. 140, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 140, 1996

A GENERAL ORDINANCE approving a form of a Lease (Secondary Jail Facility) of certain buildings after improvements are made thereto by the Indianapolis-Marion County Building Authority, authorizing the execution of such Lease and ratifying actions taken in connection therewith.

WHEREAS, the Indianapolis-Marion County Building Authority (the "Authority") has been created under and pursuant to the provisions of Indiana Code 36-9-13, as amended (the "Act") for the purpose of, among others, constructing, operating and leasing to governmental units within the territorial boundaries of

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Marion County, Indiana (the "County"), lands and government buildings for public or governmental purposes; and

WHEREAS, the County desires to have the Authority undertake the renovation of all or a portion of the buildings on the Site (as defined in the Lease) located at 730 East Washington Street, Indianapolis, Indiana, and 752 East Market Street, Indianapolis, Indiana (collectively, the "Buildings"), for the primary purpose of using such Buildings, once renovated, as an additional location to house inmates, which would otherwise be housed at the Marion County Jail (the "Project") for lease to the County; and

WHEREAS, there have been prepared drawings and estimates for the cost of the Project; and

WHEREAS, the County has negotiated a proposed lease of the Buildings, as renovated, with the Authority, in the form attached to the official copy of this ordinance as Exhibit A (the "Lease"), which Lease has been the subject of a public hearing by the County on October 14, 1996, in accordance with Section 27 of the Act; and

WHEREAS, the County and the Authority have tentatively agreed upon the proposed terms and conditions of the Lease subject to the public hearing; and

WHEREAS, there is before this City-County Council of the City of Indianapolis and Marion County, Indiana (the "Council") a copy of the Lease as submitted to public hearing, together with drawings of the Project as prepared by architects employed by the Authority and an estimate of the costs of the Project; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby finds and determines that the execution of the Lease with an annual fixed rental not to exceed \$1,611,000, for a term not to exceed twenty-one (21) years, a copy of such Lease is attached to the official copy of this Ordinance as Exhibit A, and inserted in the permanent minutes of the Council, is necessary to provide proper facilities to the County, and that the basis for the determination of the annual fixed rental is fair and reasonable.

SECTION 2. The Council hereby approves the Lease, and the Mayor of the City of Indianapolis, Indiana (the "Mayor"), for and on behalf of the County, is hereby authorized and directed to execute and deliver the Lease, including the addenda attached thereto, with such technical changes to the Lease and/or the addenda as the Mayor deems necessary or advisable, which will not materially adversely affect the financial terms of the Lease, in the name and on behalf of the County, and the Auditor of Marion County, Indiana (the "Auditor"), be, and hereby is, authorized and directed to affix the seal of the County and to attest such seal, execution and delivery and any such execution and/or attestation heretofore effected be, and hereby are, ratified and approved.

SECTION 3. Any and all publications of notice of the public hearing held before this Council on the Lease in accordance with Indiana Code 5-3-1, as amended, and Section 27 of the Act previously published by the Clerk of the Council are hereby ratified and approved.

SECTION 4. The Clerk of the Council is hereby authorized and directed to publish notices of the approval of the Lease as provided in Section 28 of the Act.

SECTION 5. The Council hereby approves the leasing of the Site to the Authority for the aggregate sum of \$1.00 payable to the County for the entire term of the Lease upon the terms and conditions set forth in the Lease.

SECTION 6. The Mayor, for and on behalf of the County, is hereby authorized and directed to execute and deliver such documents and to take such actions as he deems necessary or desirable to effect the foregoing resolution, and any such documents heretofore executed and delivered and any such actions heretofore taken be, and hereby are, ratified and approved.

PROPOSAL NO. 643, 1996. The proposal is an appropriation of \$725,294 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from April through August of 1996 financed by fund

balances. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Golc asked how deferral fees are tracked. Deputy Chief Mike Sherman explained that records of deferral fees paid can be tracked through the computer database and reports.

The President called for public testimony at 8:45 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 643, 1996, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

1 NAY: Black

1 NOT VOTING: Moriarty Adams

1 ABSENT: Gilmer

Proposal No. 643, 1996, as amended, was retitled FISCAL ORDINANCE NO. 104, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 104, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seven Hundred Twenty-five Thousand Two Hundred Ninety-four Dollars (\$725,294) in the Deferral Fee Fund for purposes of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Deferral Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v,y,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court to pay various expenses of the listed agencies.

SECTION 2. The sum of Seven Hundred Twenty-five Thousand Two Hundred Ninety-four Dollars (\$725,294) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>DEFERRAL FEE FUND</u>
1. Personal Services - Fringes	68,862
3. Other Services and Charges	142,327
 <u>PROSECUTING ATTORNEY</u>	
1. Personal Services	122,765
3. Other Services and Charges	147,761
 <u>COUNTY SHERIFF</u>	
2. Supplies	35,893
3. Other Services and Charges	55,000
 <u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	152,686
TOTAL INCREASE	725,294

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SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>DEFERRAL FEE FUND</u>
Unappropriated and Unencumbered	
Deferral Fee Fund	<u>725,294</u>
TOTAL REDUCTION	725,294

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 645, 1996. The proposal is an appropriation of \$15,612 for the Prosecuting Attorney to continue the domestic violence emergency shelter and out-patient programs through the Salvation Army financed by a state grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coughenour stated for the record that it was sad to see such a small appropriation for domestic violence in proportion to Proposal 646, 1996, which is next on the agenda and calls for a much larger appropriation for an enforcement experiment. Councillor Dowden stated that this was simply an additional appropriation and not the entire amount funded for domestic violence.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 645, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
2 NOT VOTING: *Brents, Curry*
1 ABSENT: *Gilmer*

Proposal No. 645, 1996 was retitled FISCAL ORDINANCE NO. 105, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 105, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fifteen Thousand Six Hundred Twelve Dollars (\$15,612) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney for the Salvation Army to continue the domestic violence emergency shelter and out-patients programs..

SECTION 2. The sum of Fifteen Thousand Six Hundred Twelve Dollars (\$15,612) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>15,612</u>
TOTAL INCREASE	15,612

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>15,612</u>
TOTAL REDUCTION	15,612

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 646, 1996. The proposal is an appropriation of \$234,077 to provide a violent crime enforcement experiment for the Department of Public Safety, Police Division, financed by a federal grant. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:52 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 646, 1996 was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Smith, Talley, Tilford*

7 NAYS: *Black, Boyd, Bradford, Golc, Gray, Schneider, Williams*

1 NOT VOTING: *Shambaugh*

1 ABSENT: *Gilmer*

Proposal No. 646, 1996 was retitled FISCAL ORDINANCE NO. 106, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 106, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Thirty-four Thousand Seventy-seven Dollars (\$234,077) in the Federal Grants Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to provide violent crime enforcement experiment in "hot Spot" target areas.

October 14, 1996

SECTION 2. The sum of additional Two Hundred Thirty-four Thousand Seventy-seven Dollars (\$234,077) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

FEDERAL GRANTS FUND

3. Other Charges and Services

231,077

4. Capital Outlay

3,000

TOTAL INCREASE

234,077

SECTION 4. The said additional appropriation is funded by the following reductions:

FEDERAL GRANTS FUND

Unappropriated and Unencumbered

Federal Grants Fund

234,077

TOTAL REDUCTION

234,077

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 582, 1996. Councillor Franklin reported that the Community Affairs Committee heard Proposal No. 582, 1996 on October 10, 1996. The proposal is a transfer of \$94,500 in the County General Fund for the Cooperative Extension Service to correct Fiscal Ordinance No. 68, 1996, which appropriated the funds in the wrong character. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Franklin moved, seconded by Councillor Tilford, for adoption. Proposal No. 582, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford, Williams

0 NAYS:

3 NOT VOTING: Jones, Short, Talley

1 ABSENT: Gilmer

Proposal No. 582, 1996 was retitled FISCAL ORDINANCE NO. 107, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 107, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ninety-four Thousand Five Hundred Dollars (\$94,500) in the County General Fund for purposes of the Cooperative Extension Service and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Cooperative Extension Service.

SECTION 2. The sum of Ninety-four Thousand Five Hundred Dollars (\$94,500) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	94,500
TOTAL INCREASE	94,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	94,500
TOTAL DECREASE	94,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 591, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 591, 1996 on October 2, 1996. The proposal is an appropriation of \$175,000 for the Marion County Justice Agency to pay contractual data processing charges financed by a transfer within the Justice Agency's and County Auditor's County General Fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 591, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Borst

1 ABSENT: Gilmer

Proposal No. 591, 1996 was retitled FISCAL ORDINANCE NO. 108, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 108, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional One Hundred Seventy-five Thousand Dollars (\$175,000) in the County General Fund for purposes of the Marion County Justice Agency and County Auditor and reducing certain other appropriations for those agencies.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b, bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to pay for contractual data processing charges.

October 14, 1996

SECTION 2. The sum of additional One Hundred Seventy-five Thousand Dollars (\$175,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>175,000</u>
TOTAL INCREASE	175,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	140,000

<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	<u>35,000</u>
TOTAL DECREASE	175,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 644, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 644, 1996 on October 2, 1996. The proposal is a transfer of \$6,093 in the County General Fund from the Marion County Superior Court and County Auditor to the Prosecuting Attorney for the purpose of contracting with the Family Advocacy Center to provide a staff person to initiate protective orders. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Hinkle, for adoption. Proposal No. 644, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
2 NOT VOTING: Borst, Williams
1 ABSENT: Gilmer

Proposal No. 644, 1996 was retitled FISCAL ORDINANCE NO. 109, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 109, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Six Thousand Ninety-three Dollars (\$6,093) in the County General Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for the Marion County Superior Court and County Auditor

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney, Marion County Superior Court, and County Auditor to contract with the Family Advocacy Center for a person to initiate Protective Orders.

SECTION 2. The sum of Six Thousand Ninety-three Dollars (\$6,093) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	6,093
TOTAL INCREASE	6,093

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	4,875

<u>COUNTY AUDITOR</u>	
1. Personal Services - Fringes	1,218
TOTAL DECREASE	6,093

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell, in the absence of Councillor Gilmer, reported that the Capital Asset Management Committee heard Proposal Nos. 219, 494, 495, 531-535, 537, 539, 541, 593-596, and 598-602, 1996 on October 9, 1996

PROPOSAL NO. 219, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a traffic signal at 71st Street/Waldemar Drive/Pike High School Access Drive (District 1). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 219, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Borst, Franklin

1 ABSENT: Gilmer

Proposal No. 219, 1996 was retitled GENERAL ORDINANCE NO. 141, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 141, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	71st St, Waldemar Dr, Pike High School Access Drive	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell asked for consent to vote on Proposal Nos. 494, 495, 531-535, 537, 539, and 541, 593-596, and 598-602, 1996 together. Consent was given.

PROPOSAL NO. 494, 1996. The proposal, sponsored by Councillor Gilmer, authorizes parking restrictions on 79th Street, both sides, from Moore Road to Fox Run Road; and on Noel Road, both sides, from 79th Street to Lafayette Road (District 1). PROPOSAL NO. 495, 1996. The proposal, sponsored by Councillor Short, authorizes a weight limit restriction on Pine Street from I-70 (Fletcher Avenue) to Elm Street (District 21). PROPOSAL NO. 531, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a traffic signal at Fox Hill Road and Michigan Road (District 1). PROPOSAL NO. 532, 1996. The proposal, sponsored by Councillor Coonrod, authorizes intersection controls for Cherry Lakes Subdivision, Section 8 (District 5). PROPOSAL NO. 533, 1996. The proposal, sponsored by Councillor Coonrod, authorizes a multi-way stop at 79th Street and Oaklandon Road (District 5). PROPOSAL NO. 534, 1996. The proposal, sponsored by Councillor Cockrum, authorizes a multi-way stop at Hadleigh Drive, High School Road southbound and Hanna Avenue (District 19). PROPOSAL NO. 535, 1996. The proposal, sponsored by Councillor Dowden, authorizes multi-way stops at Johnson Road at 65th Street, Lowanna Way, and Creekside Lane (District 4). PROPOSAL NO. 537, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at Carrollton Avenue and 44th Street (District 6). PROPOSAL NO. 539, 1996. The proposal, sponsored by Councillor Borst, authorizes parking restrictions on Meridian Street from 400 feet south of Epler Avenue to Dudley Avenue (District 25). PROPOSAL NO. 541, 1996. The proposal, sponsored by Councillor Brents, authorizes one-hour parking meters on University Boulevard, on the east side, from a point 174 feet north of New York Street to a point 483 feet north of New York Street (District 16). PROPOSAL NO. 593, 1996. The proposal, sponsored by Councillor Massie, authorizes intersection controls for Perry Lakes Subdivision (District 20). PROPOSAL NO. 594, 1996. The proposal, sponsored by Councillors Coughenour and Massie, authorizes a multi-way stop at Edwards Avenue and State Avenue (Districts 20, 24). PROPOSAL NO. 595, 1996. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 46th Street and McCoy Street (Districts 5, 14). PROPOSAL NO. 596, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Lexington Avenue and Pine Street (District 21). PROPOSAL NO. 598, 1996. The proposal, sponsored by Councillor O'Dell, authorizes a multi-way stop at Midnight Drive and Tanninger Drive, and at Tanninger Drive and Timber Creek Drive (District 13). PROPOSAL NO. 599, 1996. The proposal, sponsored by Councillor Coonrod, authorizes a change in speed limit from 25 mph to 35 mph on 86th Street between Oaklandon Road and County Line Road (District 5). PROPOSAL NO. 600, 1996. The proposal, sponsored by Councillor Williams, authorizes parking restrictions on the south side of 13th Street from Delaware Street to a point 242 feet east of Delaware Street (District 22). PROPOSAL NO. 601, 1996. The proposal, sponsored by Councillor Black, authorizes the deletion of parking restrictions on the west side of Hinesley Avenue from 46th Street to the first alley north of 46th Street (District 6). PROPOSAL NO. 602, 1996. The proposal, sponsored by

Councillor Moriarty Adams, authorizes the removal of the traffic signal located on Sherman Drive at Thomson Consumer Electronics Access Drive (800 N) (District 15). By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 494, 495, 531-535, 537, 539, 541, 593-596, and 598-602, 1996 were adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Franklin

1 ABSENT: Gilmer

Proposal No. 494, 1996 was retitled GENERAL ORDINANCE NO. 142, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 142, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Seventy-ninth Street, both sides,
from Moore Road to Fox Run Road

Noel Road, both sides,
from Seventy-ninth Street to Lafayette Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 495, 1996 was retitled GENERAL ORDINANCE NO. 143, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 143, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS GROSS
Pine Street, from
I-70 (Fletcher Avenue) to Elm Street

October 14, 1996

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 531, 1996 was retitled GENERAL ORDINANCE NO. 144, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 144, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	Fox Hill Dr, Michigan Rd	Michigan Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	Fox Hill Dr, Michigan Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 532, 1996 was retitled GENERAL ORDINANCE NO. 145, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 145, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21	Carly Way, Carly Cir	Carly Way	Yield
21	Carly Way, Cherry Lake Rd	Carly Way	Stop
21	Carly Way, Lisa Cir	Carly Way	Yield

21	Cherry Lake Rd, Cherry Lake Cir, Cherry Tree Way	Cherry Lake Rd	Stop
21	Cherry Lake Rd, Kristen Cir	Cherry Lake Rd	Yield
21	Cherry Lake Rd Kristen Ln	Kristen Ln	Stop
21	Cherry Lake Rd, Lauren Dr	Cherry Lake Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 533, 1996 was retitled GENERAL ORDINANCE NO. 146, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 146, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	79th St, Oaklandon Rd	Oaklandon Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7	79th St, Oaklandon Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 534, 1996 was retitled GENERAL ORDINANCE NO. 147, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 147, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

October 14, 1996

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	Hanna Av, High School Rd SB, Hadleigh Dr	Hanna Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37	Hanna Av, High School Rd SB, Hadleigh Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 535, 1996 was retitled GENERAL ORDINANCE NO. 148, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 148, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13	Johnson Rd, 65th St (EB)	65th St (EB)	Stop
13	Johnson Rd, Lowanna Way	Johnson Rd	Stop
13	Johnson Rd, Creekside Ln	Johnson Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13	Johnson Rd, 65th St (EB)	None	All Way Stop
13	Johnson Rd, Lowanna Way	None	All Way Stop

13	Johnson Rd, Creekside Ln	None	All Way Stop
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SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 537, 1996 was retitled GENERAL ORDINANCE NO. 149, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 149, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg 4	Carrollton Av, 44th St	Carrollton Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg 4	Carrollton Av, 44th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 539, 1996 was retitled GENERAL ORDINANCE NO. 150, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 150, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Meridian Street, on both sides,
from 400 feet south of Epler to Dudley Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

October 14, 1996

Proposal No. 541, 1996 was retitled GENERAL ORDINANCE NO. 151, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 151, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-283, Parking meter zones designated, be, and the same is hereby, amended by the addition of the following, to wit:

ONE HOUR

University Boulevard, on the east side,
from a point 174 feet north of New York Street
to a point 483 feet north of New York Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 593, 1996 was retitled GENERAL ORDINANCE NO. 152, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 152, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
46	Remington Ct, Snug Harbor Dr	Remington Ct	None
46	Snug Harbor Ct, Snug Harbor Dr	Snug Harbor Dr	Yield
46	Snug Harbor Dr, Stop 11 Rd	Stop 11 Rd	Stop
46	Snug Harbor Ln, Stop 11 Rd	Stop 11 Rd	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 594, 1996 was retitled GENERAL ORDINANCE NO. 153, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 153, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Edwards Av, State Av	State Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39	Edwards Av, State Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 595, 1996 was retitled GENERAL ORDINANCE NO. 154, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 154, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20	46th St, McCoy St	46th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20	46th St, McCoy St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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Proposal No. 596, 1996 was retitled GENERAL ORDINANCE NO. 155, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 155, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Lexington St, Pine St	Lexington St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Lexington St, Pine St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 598, 1996 was retitled GENERAL ORDINANCE NO. 156, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 156, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35	Midnight Dr, Tanning Dr	Tanning Dr	Stop
35	Tanning Dr, Timber Creek Dr	Tanning Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35	Midnight Dr, Tanning Dr	None	All Way Stop
35	Tanning Dr, Timber Creek Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 599, 1996 was retitled GENERAL ORDINANCE NO. 157, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 157, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the deletion of the following, to wit:

25 MPH

Eighty-sixth Street, from
Oaklandon Road to County Line Road East

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the addition of the following, to wit:

35 MPH

Eighty-sixth Street, from
Oaklandon Road to County Line Road East

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 600, 1996 was retitled GENERAL ORDINANCE NO. 158, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 158, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

October 14, 1996

Thirteenth Street, on the south side,
from Delaware Street to a point 242 feet
east of Delaware Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 601, 1996 was retitled GENERAL ORDINANCE NO. 159, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 159, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the deletion of the following, to wit:

Hinesley Avenue, on the west side,
from Forty-sixth Street to the first alley
north of Forty-sixth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 602, 1996 was retitled GENERAL ORDINANCE NO. 160, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 160, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Sherman Dr, Thomson Consumer Electronics Access Drive (800 N)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Williams asked when Proposal No. 555, 1996 would appear before the Administration and Finance Committee so that the process could be expedited in order to be heard by the full Council at their next meeting. Councillor Schneider, Chairman of the Administration and Finance Committee, stated that Proposal No. 555, 1996 was not scheduled to

be heard until November 19, 1996 due to the availability of Corporate Counsel. He added that the proposal would come before the full Council at their November 25th meeting.

Councillor Golc referred to a handout he had prepared for the Council regarding budgeting questions he brought up at the September 30, 1996 Council meeting. He stated that he would like to see a task force formed to implement an instructional training for interpretation of budget materials before next year.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:13 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 14th day of October, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 28, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:01 p.m. on Monday, October 28, 1996, with Councillor SerVaas presiding.

Councillor Boyd led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

25 PRESENT: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams
4 ABSENT: Borst, Gilmer, Moores, Smith

A quorum of twenty-five members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden congratulated three Council office staff members on significant life events. He wished Peggy Stawick, Assistant Clerk, a happy birthday; congratulated Angie (Baker) Massey, Administrative Secretary, on her recent marriage; and welcomed back Heather Fultz-Smith, Administrative Secretary, from maternity leave after having a healthy baby girl.

Councillor Dowden said that although he had stated it was his intention to hear Proposal No. 658, 1996 at the October 30th meeting of the Public Safety and Criminal Justice Committee, the proposal would have to be postponed until the grand jury and internal affairs investigations were completed, so as not to interfere with due process. Councillor Boyd stated that this was

unacceptable, and that the hearing should proceed on October 30 as stated previously. He explained that several witnesses were preparing to testify at Wednesday's meeting. The President requested that Councillor Dowden give the rescheduling further thought and inform Councillor Boyd of any change in his decision at the end of the meeting.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 28, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

October 15, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, October 16, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, October 17, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 660 and 698, 1996, said hearing to be held on Monday, October 28, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

October 18, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 95, 1996 - a transfer of \$614,219 in the County General Fund to allow various county agencies to pay their 1996 ISA charges

FISCAL ORDINANCE NO. 96, 1996 - an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex financed by a grant from the United States Marshals Service

FISCAL ORDINANCE NO. 98, 1996 - an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant

FISCAL ORDINANCE NO. 99, 1996 - an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters

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FISCAL ORDINANCE NO. 100, 1996 - an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant

FISCAL ORDINANCE NO. 101, 1996 - an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving

FISCAL ORDINANCE NO. 102, 1996 - an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund

FISCAL ORDINANCE NO. 103, 1996 - an appropriation of \$290,000 in the Information Services Internal Service Fund for the Information Services Agency to pay increases in the wiring contract and voice mail maintenance contract, and in the increased telephone charges associated with supporting over 5,000 telephone lines financed by revenues from telephone customers

FISCAL ORDINANCE NO. 105, 1996 - an appropriation of \$15,612 for the Prosecuting Attorney to continue the domestic violence emergency shelter and out-patient programs through the Salvation Army financed by a state grant

FISCAL ORDINANCE NO. 106, 1996 - an appropriation of \$234,077 to provide a violent crime enforcement experiment for the Department of Public Safety, Police Division, financed by a federal grant

FISCAL ORDINANCE NO. 107, 1996 - a transfer of \$94,500 in the County General Fund for the Cooperative Extension Service to correct Fiscal Ordinance No. 68, 1996, which appropriated the funds in the wrong character

FISCAL ORDINANCE NO. 108, 1996 - an appropriation of \$175,000 for the Marion County Justice Agency to pay contractual data processing charges financed by a transfer within the Justice Agency's and County Auditor's County General Fund

GENERAL ORDINANCE NO. 140, 1996 - seeks authorization for Mayor Goldsmith, as Chief Executive, to execute a lease on behalf of Marion County with the Indianapolis-Marion County Building Authority for real estate located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

GENERAL ORDINANCE NO. 141, 1996 - authorizes a traffic signal at 71st Street/Waldemar Drive/Pike High School Access Drive (District 1)

GENERAL ORDINANCE NO. 142, 1996 - authorizes parking restrictions on 79th Street, both sides, from Moore Road to Fox Run Road; and on Noel Road, both sides, from 79th Street to Lafayette Road (District 1)

GENERAL ORDINANCE NO. 143, 1996 - authorizes a weight limit restriction on Pine Street from I-70 (Fletcher Avenue) to Elm Street (District 21)

GENERAL ORDINANCE NO. 144, 1996 - authorizes a traffic signal at Fox Hill Road and Michigan Road (District 1)

GENERAL ORDINANCE NO. 145, 1996 - authorizes intersection controls for Cherry Lakes Subdivision, Section 8 (District 5)

GENERAL ORDINANCE NO. 146, 1996 - authorizes a multi-way stop at 79th Street and Oaklandon Road (District 5)

GENERAL ORDINANCE NO. 147, 1996 - authorizes a multi-way stop at Hadleigh Drive, High School Road southbound and Hanna Avenue (District 19)

GENERAL ORDINANCE NO. 148, 1996 - authorizes multi-way stops at Johnson Road at 65th Street, Lowanna Way, and Creekside Lane (District 4)

GENERAL ORDINANCE NO. 149, 1996 - authorizes a multi-way stop at Carrollton Avenue and 44th Street (District 6)

GENERAL ORDINANCE NO. 150, 1996 - authorizes parking restrictions on Meridian Street from 400 feet south of Epler Avenue to Dudley Avenue (District 25)

GENERAL ORDINANCE NO. 151, 1996 - authorizes one-hour parking meters on University Boulevard, on the east side, from a point 174 feet north of New York Street to a point 483 feet north of New York Street (District 16)

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GENERAL ORDINANCE NO. 152, 1996 - authorizes intersection controls for Perry Lakes Subdivision (District 20)

GENERAL ORDINANCE NO. 153, 1996 - authorizes a multi-way stop at Edwards Avenue and State Avenue (Districts 20, 24)

GENERAL ORDINANCE NO. 154, 1996 - authorizes a multi-way stop at 46th Street and McCoy Street (Districts 5, 14)

GENERAL ORDINANCE NO. 155, 1996 - authorizes a multi-way stop at Lexington Avenue and Pine Street (District 21)

GENERAL ORDINANCE NO. 156, 1996 - authorizes a multi-way stop at Midnight Drive and Tanning Drive, and at Tanning Drive and Timber Creek Drive (District 13)

GENERAL ORDINANCE NO. 157, 1996 - authorizes a change in speed limit from 25 mph to 35 mph on 86th Street between Oaklandon Road and County Line Road (District 5)

GENERAL ORDINANCE NO. 158, 1996 - authorizes parking restrictions on the south side of 13th Street from Delaware Street to a point 242 feet east of Delaware Street (District 22)

GENERAL ORDINANCE NO. 159, 1996 - authorizes the deletion of parking restrictions on the west side of Hinesley Avenue from 46th Street to the first alley north of 46th Street (District 6)

GENERAL ORDINANCE NO. 160, 1996 - authorizes the removal of the traffic signal located on Sherman Drive at Thomson Consumer Electronics Access Drive (800 N) (District 15)

SPECIAL ORDINANCE NO. 17, 1996 - a special ordinance for the Archdiocese of Indianapolis authorizing the design, acquisition, construction, equipping and furnishing of educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)

SPECIAL RESOLUTION NO. 55, 1996 - remembers the life of Jack E. Reich

SPECIAL RESOLUTION NO. 56, 1996 - recognizes Pearl White Wheeler

SPECIAL RESOLUTION NO. 57, 1996 - recognizes WCTY Cable TV 16 for earning national awards

SPECIAL RESOLUTION NO. 58, 1996 - recognizes the World War II 64th Troop Carrier Group veterans

SPECIAL RESOLUTION NO. 59, 1996 - extends S.R. 39, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)

SPECIAL RESOLUTION NO. 60, 1996 - extends S.R. 31, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 and 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8)

SPECIAL RESOLUTION NO. 61, 1996 - an Inducement Resolution for Ripple Creek, L.P. in an amount not to exceed \$11,500,000 to proceed with the acquisition and rehabilitation of the existing 400-unit Brittany Woods Apartment located at 5018 LeMans Drive (Ripple Creek, L.P. Project) (District 6)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of October 14, 1996. There being no additions or corrections, the minutes were approved as distributed.

**PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS,
AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 711, 1996. The proposal, sponsored by Councillor Dowden, congratulates the Animal Control Division for their national award. Councillor Dowden read the proposal and presented copies of the document and Council pins to Animal Control representatives present. Ann Curry, Council appointee and Chairman of the Animal Control Board, introduced the representatives, and Lieutenant Spencer Moore thanked the council for this recognition. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 711, 1996 was adopted by a unanimous voice vote.

Proposal No. 711, 1996 was retitled SPECIAL RESOLUTION NO. 62, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1996

A SPECIAL RESOLUTION congratulating the Animal Control Division for their national award.

WHEREAS, only a few short years ago the future of the Indianapolis Animal Control Division was uncertain, vacancies went unfilled and morale was low; and

WHEREAS, from that low point, the Division has rebounded to the level of winning the PETsMART Humane Award of Excellence last month for being *"...in the forefront of animal welfare issues today, actively seeking to solve the pet overpopulation problem."*; and

WHEREAS, the Division's efforts have resulted in a tremendous increase in adoptions, a decrease in the destruction of animals, and an energetic public education program; and

WHEREAS, Animal Control's statistics bear out the reasons why these city workers earned the national award: The animal destruction rate has dropped from 86% down to 71%, adoptions are up 265% and the 1996 adoption rate has already exceeded 1,000 animals for the first time in the history of the Division; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council congratulates the Indianapolis Animal Control Division for its recent accomplishments and for being recognized on the national level by the PETsMART company.

SECTION 2. Such a turnaround story is a high tribute to all who work at the Animal Control Division.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 712, 1996. The proposal, sponsored by Councillor Coughenour, congratulates the WREP Wastewater Olympics team. Councillor Coughenour read the proposal and presented copies of the document and Council pins to team members and coach. Councillor Coughenour moved, seconded by Councillor Coonrod, for adoption. Proposal No. 712, 1996 was adopted by a unanimous voice vote.

Proposal No. 712, 1996 was retitled SPECIAL RESOLUTION NO. 63, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 63, 1996

A SPECIAL RESOLUTION congratulating the WREP Wastewater Olympics team.

WHEREAS, the operators of the Indianapolis wastewater treatment plant has a strong tradition of winning awards for their competence, knowledge and skill; and

WHEREAS, for the third year in a row, the Indianapolis White River Environmental Partnership (WREP) team won the Indiana Water Pollution Control Association's state championship which was held in Bloomington earlier this year; and

WHEREAS, but this year's exceptional team went on from the state contest to win third place in the International Wastewater Olympics held in Dallas, Texas, that was conducted by the Water Environment Federation; and

WHEREAS, in the international contest the WREP team scored high in the collection system, process control, safety and pump competition, and earned first place in the laboratory event; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the WREP team for its outstanding performance in the International Wastewater Olympics.

SECTION 2. The Council specifically commends team members Ken Barnes, Bob Fincher, Ken Fincher, Doug Whitman, and Coach Monty Sawyer, who all put in a tremendous amount of time for training and preparation in addition to their regular work responsibilities.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 728, 1996. The proposal, sponsored by Councillors Bradford and SerVaas, recognizes the state champion Park Tudor tennis team. Councillor Bradford read the proposal and presented copies of the document and Council pins to team members and coach. Coach Dave Heffern thanked the Council for this recognition. Councillor Bradford moved, seconded by Councillor SerVaas, for adoption. Proposal No. 728, 1996 was adopted by a unanimous voice vote.

Proposal No. 728, 1996 was retitled SPECIAL RESOLUTION NO. 64, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 1996

A SPECIAL RESOLUTION recognizing the state champion Park Tudor tennis team.

WHEREAS, the Park Tudor Panthers boys' tennis team started and finished this year's season as the top ranked team in the state; and

WHEREAS, during the regular season they won 23 matches and lost only one to the defending state champion North Central High School; and

WHEREAS, at the Indiana High School Athletic Association tennis finals on October 19th, the Park Tudor team was assisted by a huge emotional lift from the loyal Park Tudor fans who actively supported their school's team; and

October 28, 1996

WHEREAS, at the IHSAA's 30th annual team tennis championship finals, Park Tudor triumphed over Terre Haute South to capture the state title--a very proud moment for the players, for their supporters and for the school; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the IHSAA tournament state champion Park Tudor School tennis team.

SECTION 2. The Council specifically commends team members Matt Behrmann, Eric Gershman, Kevin Gill, John Pearson, Jamie Knall, Wade Knall, Casey McGaughey, Scott Sadove, Alex Tolbert, Brian House and Alex Taurel; coaches Dave Heffern and Janice Budreau; the encouraging families of the players; and all those at Park Tudor who helped support their school's winning team.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 700, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Zoning Ordinance of Marion County concerning "nonconforming uses" (96-AO-4)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 701, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer between characters of \$150,000 in the Redevelopment General Fund to allow correct accounting treatment for certain expenditures in the facade improvement program for the Department of Metropolitan Development, Division of Economic and Housing Development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 702, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$30,960 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 703, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 704, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$12,000 in the County General Fund for the Public Defender Agency to pay telephone expenses financed by reimbursements from the Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 705, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 706, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 707, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 708, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Webb Street from Raymond Street to LeGrande Avenue (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 709, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a loading zone for George Wood Associates at 870 Massachusetts Avenue (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 710, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in bus zones from (1) Washington Street and Delaware Street to Washington Street and Senate Street, and (2) Pennsylvania Street and Ohio Street to Pennsylvania Street and Market Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 713, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grant for support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 729, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which supports an application to the Indiana Enterprise Zone Board for the expansion of the Indianapolis Enterprise Zone"; and the President referred it to the Economic Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 714-727, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 24, 1996." The Council did not schedule Proposal Nos. 714-727, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 714-727, 1996 were retitled REZONING ORDINANCE NOS. 226-239, 1996, and are identified as follows:

October 28, 1996

REZONING ORDINANCE NO. 226, 1996. 96-Z-145 (96-DP-15)
9704 EAST 63RD STREET (approximate address), CITY OF LAWRENCE.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

THE LEWIS GROUP, INC., requests a rezoning of 32 acres, being in the D-1 District, to the D-P classification to provide for the construction of a single-family residential development consisting of approximately 60 lots.

REZONING ORDINANCE NO. 227, 1996. 96-Z-198
521 EAST NORTH STREET (approximate address), INDIANAPOLIS
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

The applicant requests the rezoning from I-3-U to the CBD-2 zoning classification to conform to the existing use and recommendation of the Lockerbie Square Historic Area Preservation Plan.

REZONING ORDINANCE NO. 228, 1996. 96-Z-42 (96-DP-4) (Amended)
8101 EAST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.

DENNIS E. COPENHAVER, by James B. Burroughs, requests a rezoning of 93.5 acres, being in the D-A District, to the D-P classification to provide for a single-family residential planned unit development consisting of 199 lots.

REZONING ORDINANCE NO. 229, 1996. 96-Z-125 (Amended)
2008 and 2014 NORTH POST ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

DONALD J. and MARSHA J. THARP, by Peter D. Cleveland, request a rezoning of 0.8 acre, being in the D-3 District, to the C-4 classification to provide for commercial development including the construction of a retail pharmacy and a bank with a drive-through and walk-in facilities.

REZONING ORDINANCE NO. 230, 1996. 96-Z-174
8960 WEST 21ST STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

REPUBLIC DEVELOPMENT CORPORATION, by James R. Nickels, requests a rezoning of 18.213 acres, being in the D-A District, to the D-4 classification to provide for residential development by platting.

REZONING ORDINANCE NO. 231, 1996. 96-Z-182
10614 EAST 25TH STREET (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5

JUANITA FRANKE, by David F. Rees, requests a rezoning of 0.66 acre, being in the SU-2(FW) District, to the D-2(FW) classification to provide for the construction of a single-family residence.

REZONING ORDINANCE NO. 232, 1996. 96-Z-183
4190 WEST 56TH STREET (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

LANCE SANDLIAN, by Thomas Michael Quinn, requests a rezoning of 2.27 acres, being in the I-2-S and I-3-S Districts, to the C-3 classification to provide for neighborhood retail uses.

REZONING ORDINANCE NO. 233, 1996. 96-Z-186
3361 NORTH GEORGETOWN ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 9

CHARLES BLADE, by Dennis L. Elschide, requests a rezoning of 0.55 acre, being in the D-5(FW) District, to the C-4(FW) classification to provide for commercial uses including the operation of a light automobile repair business.

REZONING ORDINANCE NO. 234, 1996. 96-Z-188
1702 NORTH ILLINOIS STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

MID-TOWN NURSING & REHABILITATION CENTER, L.L.C., by John H. Sharpe, requests a rezoning of 0.85 acre, being in the C-4(RC) District, to the C-1(RC) classification to provide for the continued operation of a nursing home facility.

REZONING ORDINANCE NO. 235, 1996. 96-Z-189

3801 NORTH TEMPLE AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 11

THE CHILDREN'S BUREAU OF INDIANAPOLIS, INC., by James Beatty, requests a rezoning of 1.0541 acres, being in the D-5 District, to the C-1 classification to provide for commercial office uses including the construction of a multi-service center.

REZONING ORDINANCE NO. 236, 1996. 96-Z-192

1202 EAST HANNA AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

UNIVERSITY OF INDIANAPOLIS, by Jeffrey Scripture, requests a rezoning of 6.5 acres, being in the C-4 District, to the UQ-1 classification to provide for educational, university uses.

REZONING ORDINANCE NO. 237, 1996. 96-Z-193

4202 WEST 56th STREET (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 9

MUNDY REALTY, INC., by Thomas Michael Quinn, requests a rezoning of 0.79 acre, being in the I-2-S District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 238, 1996. 96-Z-194

8881 ALLISONVILLE ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

SUNBEAM DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests a rezoning of 2.390 acres, being in the C-2 District, to the C-S classification to provide for a hotel.

REZONING ORDINANCE NO. 239, 1996. 96-Z-195

8101 ROCKVILLE ROAD (rear) (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

CLOVERLEAF PROPERTIES requests a rezoning of 19.953 acres, being in the C-S District, to the I-3-S classification to provide for the industrial development including office/warehouse facilities and a sheet metal sales facility.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 608, 1996. The proposal proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area. Proposal No. 608, 1996 was scheduled for public hearing on September 30, 1996. It was postponed until October 28, 1996.

Councillor Hinkle made the following motion:

Mr. President:

The petitioners and remonstrators continue to negotiate a resolution of the rezoning case of 6001 South Harding Street, and Dr. Borst has requested and petitioner has consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 608, 1996 (Rezoning Docket No. 96-Z-74) be postponed and rescheduled for November 25, 1996.

October 28, 1996

Councillor Coughenour seconded the motion, and Proposal No. 608, 1996 was postponed until November 25, 1996 by a unanimous voice vote.

PROPOSAL NO. 660, 1996. The proposal is an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants. Councillor Dowden moved, seconded by Councillor Curry, to postpone Proposal No. 660, 1996 until November 11, 1996. Proposal No. 660, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 698, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 698, 1996 on October 21, 1996. The proposal is an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor O'Dell asked if optical platter imaging was the latest in up-to-date technology. Councillor Curry stated that optical imaging was far superior to what was currently in place, but that it was not the most advanced technology available.

Councillor Golc stated that he was confused and thought the optical platter system was already in place. He explained that he had taken a tour and was impressed with the technology. Councillor Hinkle stated that this appropriation was for Phase II of the conversion process.

The President called for public testimony at 7:40 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Boyd, for adoption. Proposal No. 698, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Black

4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 698, 1996 was retitled FISCAL ORDINANCE NO. 110, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 110, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Sixty Thousand Dollars (\$260,000) in the County Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(h) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system.

SECTION 2. The sum of Two Hundred Sixty Thousand Dollars (\$260,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY RECORDER</u>	<u>COUNTY RECORDER'S PERPETUATION FUND</u>
3. Other Services and Charges	<u>260,000</u>
TOTAL INCREASE	260,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY RECORDER'S PERPETUATION FUND</u>
Unappropriated and Unencumbered	
County Recorder's Perpetuation Fund	<u>260,000</u>
TOTAL REDUCTION	260,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 329, 455, and 662-665, 1996 on October 15, 1996.

PROPOSAL NO. 329, 1996. The proposal establishes a Cable Franchise Fees Fund as a non-reverting county fund. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor Coughenour, to strike. Proposal No. 329, 1996 was stricken by a unanimous voice vote.

PROPOSAL NO. 455, 1996. The proposal amends the Code concerning Capital Improvement Plans. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 455, 1996, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 455, 1996, as amended, was retitled GENERAL ORDINANCE NO. 161, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 161, 1996

A PROPOSAL FOR A GENERAL ORDINANCE to amend the Code of the City of Indianapolis and Marion County, Indiana concerning Capital Improvement Plans.

WHEREAS, the Consolidated City and County adopted a Capital Improvement Program for the period 1993-1995 which identified various public infrastructure improvements to be undertaken for that period;

WHEREAS, the Administration has begun to develop a Capital Improvement Program for the period 1996-2002; and

October 28, 1996

WHEREAS, the City-County Council, upon the advice of the business community, desires to establish guidelines for the development, term and review of all capital improvement programs undertaken by the Consolidated City and County; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Title I of the Revised Code of the Consolidated City and County is hereby amended by adding a NEW Chapter 182 to read as follows:

CHAPTER 182. CAPITAL IMPROVEMENT PLANS

Sec. 182-1. Established.

This chapter establishes the procedures for the development and review of all capital improvement programs undertaken by the Consolidated City and County.

Sec. 182-2. Capital Improvement Program defined.

(a) "Capital improvement program" means a plan for the construction, reconstruction, renovation, rehabilitation, refurbishment, improvement and maintenance of the following:

- (1) Roads, streets, highways, thoroughfares, sidewalks, bridges and other public ways.
- (2) Wastewater treatment facilities, sanitary sewers, storm sewers, combined sewers and sewage works of any kind.
- (3) Stormwater systems, drains, levees and flood control projects.
- (4) Park and recreational facilities, including greenways.
- (5) Fire and police stations.
- (6) Facilities or systems for the collection, transportation, transfer and disposal of solid waste.

(b) The Capital Improvement Program shall include recommendations for:

- (1) annual capital/construction expenditures; and
- (2) annual maintenance expenditures;

for the entire term of the Capital Improvement Program.

Sec. 182-3. Capital Improvement Program - Term.

A capital improvement program shall be established for a four-year period and shall be updated in accordance with Sec. 181-6. The term shall commence on the January 1 of the year immediately following the year in which the mayor and members of the city-county council shall take office.

Sec. 182-4. Preparation of Capital Improvement Program.

The directors of the departments of administration, capital asset management, parks and recreation, public works and the city controller shall be jointly responsible for the preparation of the capital improvement program.

- (1) The director of the department of public safety shall be responsible for the preparation of the portion of the capital improvement program relating to police and fire stations.
- (2) The director of the department of capital asset management shall be responsible for:
 - a. the preparation of the portion of the capital improvement program relating to roads, streets, bridges and other public ways, sanitary and stormwater systems, drains, levees and flood control projects; and

- b. the assimilation of all of portions of the capital improvement program into a single cohesive document.
- (3) The director of public works shall be responsible for the preparation of the portion of the capital improvement program relating to facilities for the collection, transportation, transfer and disposal of solid waste.
- (4) The director of parks shall be responsible for the preparation of the portion of the capital improvement program relating to park and recreational facilities, including greenways.
- (5) The city controller shall be responsible for identifying the appropriate revenue sources from which the capital improvement program is to be financed, and shall make recommendations concerning the issuance of bonds or other obligations, the implementation of any user fee systems, and the appropriate rate of taxation for the cumulative capital development funds, property tax levies and other local taxes.

Sec. 182-5. Review of Capital Improvement Program

- (a) The capital improvement program shall be submitted to the City-County Council for its review no later than the first Monday in May of the year immediately preceding the year in which the capital improvement program will become effective.
- (b) The City-County Council shall conduct at least two public meetings on the proposed capital improvement program prior to the January 1 on which the capital improvement plan is scheduled to take effect. At the conclusion of those meetings, the City-County Council may recommend revisions to the proposed capital improvement program as it determines are in the best interests of the residents of the Consolidated City or the County.
- (c) Beginning with the date that is one hundred eighty (180) days after the effective date of the capital improvement program and semi-annually thereafter, the director of the department of capital asset management and the city controller shall jointly prepare a report concerning the status, including planned or undertaken additions or deletions to the capital improvement program, and submit the report to the City-County Council for its review.

Sec. 182-6. Update of Capital Improvement Program.

- (a) The director of the department of capital asset management shall coordinate an annual update of the capital improvement program. The annual update shall include revisions that have occurred to the existing plan and revised estimates for:
 - (1) annual capital/construction expenditures; and
 - (2) annual maintenance expenditures.
- (b) The annual update shall be submitted to the City-County Council on or before the first Monday in August of each year for its review.
- (c) The City-County Council shall complete its review of the annual update no later than December 1 of the year in which the annual update is submitted.

SECTION 2. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

SECTION 3. All ordinances, or parts thereof, in conflict with the provisions of this ordinance, are, to the extent of such conflict, hereby repealed or amended.

SECTION 4. (a) This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

(b) Section 182-5 and Section 185-6 shall apply to a capital improvement program prepared for the period 1997-2001.

The President stated that Proposal Nos. 662-665, 1996 would be voted on together.

PROPOSAL NO. 662, 1996. The proposal concerns cable television. PROPOSAL NO. 663, 1996. The proposal regards telecommunications policy. PROPOSAL NO. 664, 1996. The proposal regards local government's authority over the public rights-of-way. PROPOSAL NO. 665, 1996. The proposal regards cellular and satellite antenna zoning preemption. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Curry moved, seconded by Councillor Coughenour, for adoption. Proposal Nos. 662-665, 1996 were adopted on the following roll call vote; viz:

25 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 662, 1996 was retitled SPECIAL RESOLUTION NO. 65, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 1996

A SPECIAL RESOLUTION concerning cable television.

WHEREAS, cable television exerts an enormous influence on the lives and culture of many community residents and is becoming the unique and essential source of information; and

WHEREAS, local governments attempt through the franchising process to monitor the performance of cable television operators to ensure that the operators provide quality services to consumers in all sections of a franchise area; and

WHEREAS, the Cable Communications Act of 1984 as amended by the Cable Television Consumer Protection and Competition Act of 1992 and the Telecommunications Act of 1996 and subsequent decisions by the courts and the Federal Communications Commission have substantially deregulated cable television and have left local government with diminished power in the area of franchising, renewals, transfers, rate regulations, technical standards, and other matters; and

WHEREAS, rate increases and lack of response to consumer complaints by cable operators have resulted in dissatisfaction by some subscribers to cable television; and

WHEREAS, cable television provides an excellent medium for community communications through the distribution of information of local public interest; and

WHEREAS, because fiber optic cable is becoming the highway of the information age, local governments should adopt policies which encourage its installation as rapidly and on as widespread a basis as possible, in order to ensure that local governments, especially rural communities, have the same information age capabilities as urban areas; and

WHEREAS, the cable industry has shown little interest in providing cable services to areas of low population density, and many counties contain areas unserved by any cable television; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council joins with the National Association of Counties in calling upon the Congress and the Administration to enhance the ability of local franchising authorities to protect the interest of consumers in quality, yet affordable, cable television services, and to enact laws which encourage greater competition for the cable franchises and in the cable industry, and which

encourage the availability of fiber optic cable as rapidly and on as widespread a basis as possible, so that rural areas have the same capabilities as urban areas. Specifically, the Indianapolis City-County Council urges the Congress and the Administration to support legislation in the following areas:

Franchising -

1. Competition--any provider capable of doing so, including telephone companies, should be allowed to provide video services using a cable system, an open video system, a video traffic system, or a radio based system. Telephone companies providing video services must be subject to safeguards to protect consumers against cross-subsidy.
2. Limiting multiple system operators (MSOs)--limitations should be imposed on the concentration of ownership in the cable industry, perhaps to 25 percent of households as now applies in the broadcasting industry.
3. Issuing Franchises--local governments must clearly have the authority to issue franchises, including those requested which would create an overbuild situation.
4. Franchise fee--the definition of franchise fees must be clarified so that local government can collect 5 percent of all sources of gross revenue from activities of a cable operator, including hookups, disconnects, advertising, late fees, etc.
5. Renewals--local governments must be able to deny a renewal application for cause, i.e., renewals cannot be considered automatic, and have the right to solicit competitive bids from the other cable operators.
6. Terminations--the local franchising authority must have the authority to terminate a cable operator for cause. Under current circumstances, it can be more profitable for an operator to violate a franchise agreement than to follow it.
7. Transfer of Franchises--transfer of franchises involving changes in the ownership or control of the franchise holder cannot occur without explicit approval of local government.

Rates-

1. Regulation of all rates and services must be an option offered to local government.

Service-

1. Lifeline Service--a minimum package of services must be offered at a rate that is just, reasonable, and affordable.
2. Universal Service--if a local franchising authority wants it, universal service must be provided to the entire franchise territory. This is particularly important to rural and low income residents who often are denied service.
3. Rural Services--equal access at fair rates must be available for residents of rural counties and rural areas within counties.
4. Consumer Protection--authority be given to allow local governments to create a strong cable consumer protection process.

SECTION 2. The Indianapolis City-County Council directs that a copy of this Special Resolution be distributed to Indiana's United States Senators, to all United States Representatives representing Marion County, to the Chairman of the Federal Communications Commission, to the President of the United States, to all State Senators and Representatives representing Marion County, to the Chairman of the Indiana Utility Regulatory Commission, and to the Governor.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

October 28, 1996

Proposal No. 663, 1996 was retitled SPECIAL RESOLUTION NO. 66, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 1996

A SPECIAL RESOLUTION regarding telecommunications policy.

WHEREAS, local governments welcome and support the development of a fully competitive telecommunications marketplace; and

WHEREAS, reform of the nation's telecommunications policy should reflect a partnership of the federal-state-local levels of government; and

WHEREAS, local governments are in a key position to facilitate the creation of such a system; and

WHEREAS, telecommunications will play an important role in operations of local government and in the delivery of services; and

WHEREAS, local governments need to play an important role in the planning and development of these telecommunications services; and

WHEREAS, there is a very close link between telecommunications and economic development; and

WHEREAS, the "information superhighway" will seek to use substantial amounts of valuable local government real estate assets worth billions of dollars in the form of public rights-of-way which are held in trust by local governments to benefit the local community; and

WHEREAS, these rights-of-way are public assets with finite capacity paid for and maintained by the taxpayers; and

WHEREAS, sound public policy requires that if the private sector seeks to use such rights-of-way it should provide appropriate compensation to the local government of jurisdiction and to the public; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council joins with the National Association of Counties in calling upon the Congress, the administration, and the Federal Communication Commission to enhance the ability of local governments to protect the interests of consumers and taxpayers in the development of high quality telecommunications services which serve the needs of both the local government and the public. Specifically, the Indianapolis City-County Council urges the Congress, the administration and the Federal Communications Commission to support legislation and rulemaking in the following areas:

1. Local government has the right to control the use of its public rights-of-way which cannot be used without permission of the responsible local government authority;
2. In order to use the public rights-of-way, a private telecommunications company, including a telephone company, must register with local government and enter into agreements with local government which sets the terms and conditions of such use/access;
3. Local governments must be paid compensation for the commercial use of a right-of-way by a telecommunications provider;
4. Local governments should have control over allocation of the rights-of-way and be able to ensure that transportation is not disrupted nor the useful life of the rights-of-way diminished;
5. Local governments shall have the right to analyze the legal, financial and technical qualifications of any telecommunications provider wanting to use the public rights-of-way and shall have the right not to authorize an unqualified applicant to use the public rights-of-way;

6. Companies wishing to provide telecommunications or video services must be subject to safeguards to protect consumers against cross subsidies;
7. Local governments have the right to review mergers and acquisitions when such activity might result in the reduction of competition in the marketplace;
8. Local governments may require universal service which includes nondiscriminatory pricing and equal access to all its citizens as a requirement for authorizing the use of their public rights-of-way;
9. The Council encourages federal and state governments to develop policy which will support telecommunication providers in assisting local governments in developing telecommunication capabilities;
10. Public, education or governmental access facilities serving the local community shall be a requirement that must be imposed on telecommunication providers;
11. The information superhighway must include the delivery of services and connection of major public facilities, such as schools, libraries, hospitals, and other government facilities; and
12. A framework must be set forth for the protection of confidential information.

SECTION 2. The Indianapolis City-County Council directs that a copy of this Special Resolution be distributed to Indiana's United States Senators, to all United States Representatives representing Marion County, to the Chairman of the Federal Communications Commission, to the President of the United States, to all State Senators and Representatives representing Marion County, to the Chairman of the Indiana Utility Regulatory Commission, and to the Governor.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 664, 1996 was retitled SPECIAL RESOLUTION NO. 67, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 67, 1996

A SPECIAL RESOLUTION regarding local government's authority over the public rights-of-way.

WHEREAS, local governments play a major role in the nation's telecommunications system and often are the major user and consumer of telecommunications services in a community; and

WHEREAS, local governments own substantial amounts of public rights-of-way which many telecommunication providers want to use extensively to construct their own systems in this new era of telecommunications deregulation and accelerated competition; and

WHEREAS, local governments support competition among telecommunications providers and see expanding systems as one of the keys to a successful economic development policy for local governments; and

WHEREAS, local government officials, however, must retain their authority as trustees of public property, as protectors of public safety and welfare, and as deliverers of services, and generally oppose federal preemption of their traditional powers in these areas; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council asks the federal and state governments to recognize the authority of local governments to manage the public rights-of-way and the right of local governments to require fair and reasonable compensation from telecommunications providers for use of the public rights-of-way on a nondiscriminatory basis.

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SECTION 2. The Indianapolis City-County Council directs that a copy of this Special Resolution be distributed to Indiana's United State Senators, to all United States Representatives representing Marion County, to the President of the United States, to all State Senators and Representatives representing Marion County, to the Chairman of the Indiana Utility Regulatory Commission, and to the Governor.

SECTION 3. The Mayor is invited to join this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 665, 1996 was retitled SPECIAL RESOLUTION NO. 68, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1996

A SPECIAL RESOLUTION regarding cellular and satellite antenna zoning preemption.

WHEREAS, the Federal Communications Commission (FCC) granted a narrow preemption of local zoning authority for the regulation of satellite antennas to the satellite broadcast industry in 1986; and

WHEREAS, in 1994, the Indiana General Assembly enacted legislation adopting the FCC's narrow preemption of local zoning authority for the regulation of satellite antennas, and in addition, prohibiting local zoning ordinances which prevent the installation of a satellite receiver antenna that is not more than two (2) feet in diameter; and

WHEREAS, the Telecommunications Act of 1996 (1996 Act) conferred exclusive authority on the FCC to regulate "direct to home" satellite services, and directed the FCC to adopt rules prohibiting restrictions that impair a viewer's ability "to receive video programming services over the air," but did not otherwise extend the FCC's authority over satellite dish antennas or cellular towers; and

WHEREAS, on February 29, 1996, the FCC broadened the preemption of local zoning authority beyond the 1996 Act (and beyond the 1994 legislation enacted by the Indiana General Assembly) at the request of the satellite broadcast industry because of the advent of the direct broadcast satellite technology and problems it has faced with state court decisions; and

WHEREAS, the cellular phone industry may seek a preemption of local zoning authority from the FCC, the Congress or the courts in order to facilitate the siting and construction of an estimated 80,000 new antennas by the year 2000; and

WHEREAS, the National Association of Counties' policy has historically opposed federal preemption unless there is an overriding national interest; and

WHEREAS, zoning authority has traditionally been reserved for local governments; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council joins with National Association of Counties in opposing any further broadening of the zoning preemption for the satellite industry and in seeking a reconsideration of the new FCC satellite preemption rule.

SECTION 2. The Indianapolis City-County Council seeks the repeal by Congress of any provision in the 1996 Telecommunications Act which would preempt local authority over the placement of satellite dishes.

SECTION 3. The Indianapolis City-County Council opposes any further preemption for land based wireless communications if such action is considered by the Congress, the FCC, the Indiana General Assembly, or other governmental body.

SECTION 4. The Indianapolis City-County Council directs that a copy of this Special Resolution be distributed to Indiana's United States Senators, to all United States Representatives representing Marion County, to the Chairman of the Federal Communications Commission, to the President of the United States, to all State Senators and Representatives representing Marion County, and to the Governor.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell, Acting Chairman in the absence of Councillor Gilmer, reported that the Capital Asset Management Committee heard Proposal Nos. 540, and 666-675, 1996 on October 23, 1996.

PROPOSAL NO. 540, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes a weight limit restriction on Brookville Road from Bradley Street to Emerson Avenue (District 13). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor O'Dell moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 540, 1996, as amended, was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Black, Bradford, Gray

4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 540, 1996, as amended, was retitled GENERAL ORDINANCE NO. 162, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 162, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS GROSS

Brookville Road, from
Bradley Street to Emerson Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell asked for consent to vote on Proposal Nos. 666-672, 1996 together. Consent was given.

PROPOSAL NO. 666, 1996. The proposal, sponsored by Councillor SerVaas, authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7). PROPOSAL NO. 667, 1996. The proposal, sponsored by Councillor Gray, authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9). PROPOSAL NO. 668, 1996. The proposal, sponsored by Councillor Coughenour, authorizes a multi-way stop for

Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24). PROPOSAL NO. 669, 1996. The proposal, sponsored by Councillor Golc, authorizes a multi-way stop at Market Street and Vine Street (District 17). PROPOSAL NO. 670, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18). PROPOSAL NO. 671, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18). PROPOSAL NO. 672, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21). By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 666-672, 1996 were adopted on the following roll call vote; viz:

23 YEAS: Black, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams
 0 NAYS:
 2 NOT VOTING: Bradford, Gray
 4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 666, 1996 was retitled GENERAL ORDINANCE NO. 163, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 163, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	Arden Dr, Central Av	Arden Dr	Stop
11	Arden Dr, Pennsylvania St	Arden Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11	Arden Dr, Central Av	None	All Way Stop
11	Arden Dr, Pennsylvania St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 667, 1996 was retitled GENERAL ORDINANCE NO. 164, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 164, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	55th St, Alton Av	Alton Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10	55th St, Alton Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 668, 1996 was retitled GENERAL ORDINANCE NO. 165, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47	Country Walk Cir, Country Walk Dr, Wild Ivy Dr	Wild Ivy Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47	Country Walk Cir, Country Walk Dr, Wild Ivy Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 669, 1996 was retitled GENERAL ORDINANCE NO. 166, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 166, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Market St, Vine St	Vine St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23	Market St, Vine St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 670, 1996 was retitled GENERAL ORDINANCE NO. 167, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 167, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Fullerton Dr, Thousand Oaks Dr	Fullerton Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Fullerton Dr, Thousand Oaks Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 671, 1996 was retitled GENERAL ORDINANCE NO. 168, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 168, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Arbor Woods Dr, Bower Dr	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 672, 1996 was retitled GENERAL ORDINANCE NO. 169, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 169, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Laurel St, Spann Av	Spann Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Laurel St, Spann Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 673, 1996. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Brents, for adoption. Proposal No. 673, 1996 was adopted on the following roll call vote; viz:

22 YEAS: *Black, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Talley, Tilford, Williams*

0 NAYS:

3 NOT VOTING: *Bradford, Gray, SerVaas*

4 ABSENT: *Borst, Gilmer, Moores, Smith*

Proposal No. 673, 1996 was retitled GENERAL ORDINANCE NO. 170, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 170, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

New Jersey Street, on both sides,
from Merrill Street to the first alley north of Henry Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 674, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 674, 1996 was adopted on the following roll call vote; viz:

24 YEAS: *Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Gray*

4 ABSENT: *Borst, Gilmer, Moores, Smith*

Proposal No. 674, 1996 was retitled GENERAL ORDINANCE NO. 171, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 171, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the deletion of the following, to wit:

40 MPH

Rodebaugh Road, from
Sixty-second Street to Seventy-first Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-136, Alteration of prima facie speed limits, be, and the same is hereby, amended by the addition of the following, to wit:

35 MPH

Rodebaugh Road, from
Sixty-second Street to Seventy-first Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 675, 1996. The proposal, sponsored by Councillor Borst, authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Bradford, for adoption. Proposal No. 675, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Gray

4 ABSENT: Borst, Gilmer, Moores, Smith

Proposal No. 675, 1996 was retitled GENERAL ORDINANCE NO. 172, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 172, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

October 28, 1996

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-224, Trucks on certain streets restricted, be, and the same is hereby, amended by the addition of the following, to wit:

11,000 POUNDS

Epler Avenue, from Concord Street
to 300 feet East of Warman Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Talley stated for the record that he felt he deserved an apology from Mayor Steve Goldsmith regarding a statement he had made concerning Councillor Talley's misuse of his position. He added that he felt proposals introduced by Democratic Council members did not get the same attention from committee chairmen as proposals introduced by Republican Council members.

The President asked Councillor Dowden if any further thought had been given to the scheduling of a hearing on Proposal No. 658, 1996. Councillor Dowden stated that Proposal No. 658, 1996 would not be heard until the investigations by the grand jury and internal affairs had been completed. Councillor Boyd stated that he would decide if a separate hearing should take place as previously scheduled. He added that he felt the Council process was being destroyed and proposals should be heard in a more timely manner.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Boyd, Black, Gray, and Jones in memory of Lawson Beatty; and
- (2) Councillors Boyd and Gray in memory of Dorothy Oakley; and
- (3) Councillors Boyd and Jones in memory of Anna Mae Elizabeth Holland Parnell; and
- (4) Councillor Boyd in memory of Bennie D. Rogers and Earl H. Van Horn

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Lawson Beatty, Dorothy Oakley, Anna Mae Elizabeth Holland Parnell, Bennie D. Rogers, and Earl H. Van Horn. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-

Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 28th day of October, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Bert Serwaas

President

ATTEST:

Sullen Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 11, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, November 11, 1996, with Councillor SerVaas presiding.

Councillor Black introduced the pastor of Jones Tabernacle AME Zion Church, Reverend Dwayne A. Walker, who led the opening prayer. Councillor Black invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
2 ABSENT: Brents, Gilmer

A quorum of twenty-seven members being present, the President called the meeting to order.

Councillor Short stated that he wished to publicly thank all of the veterans who had served their country in celebration of Veterans Day.

Councillor Moores further asked that all those who have served in any form of armed services stand and be recognized. She added a special greeting to members of Battery E, of the Target Acquisition Battery of the 38th Infantry Division, who had been mobilized this week to Bosnia. She stated that those serving with the Battery are members of the Indiana Army National Guard and are headquartered in Indianapolis.

Councillor Smith remembered decorated World War II veteran, John H. Kragie. He stated that Mr. Kragie had passed away recently and had served as former Dean of the Indiana University School of Public Environmental Affairs.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coonrod recognized State Senator James Merritt and Deputy Mayor of Lawrence, Mike Lawson. Councillor Curry recognized State Senator Murray Clark. Councillor Franklin recognized Lawrence Township Constable Bob Bowser.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 11, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

October 29, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, October 30, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, October 31, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 702, 703, and 706, 1996, said hearing to be held on Monday, November 11, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

November 1, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

GENERAL ORDINANCE NO. 161, 1996 - amends the Code concerning Capital Improvement Plans

GENERAL ORDINANCE NO. 162, 1996 - authorizes a weight limit restriction on Brookville Road from Bradley Street to Emerson Avenue (Districts 13)

GENERAL ORDINANCE NO. 163, 1996 - authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7)

November 11, 1996

GENERAL ORDINANCE NO. 164, 1996 - authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9)

GENERAL ORDINANCE NO. 165, 1996 - authorizes a multi-way stop for Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24)

GENERAL ORDINANCE NO. 166, 1996 - authorizes a multi-way stop at Market Street and Vine Street (District 17)

GENERAL ORDINANCE NO. 167, 1996 - authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18)

GENERAL ORDINANCE NO. 168, 1996 - authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18)

GENERAL ORDINANCE NO. 169, 1996 - authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21)

GENERAL ORDINANCE NO. 170, 1996 - authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16)

GENERAL ORDINANCE NO. 171, 1996 - authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1)

GENERAL ORDINANCE NO. 172, 1996 - authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25)

FISCAL ORDINANCE NO. 110, 1996 - an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance

SPECIAL RESOLUTION NO. 62. 1996 - congratulates the Animal Control Division for their national award

SPECIAL RESOLUTION NO. 63. 1996 - congratulates the WREP Wastewater Olympics team

SPECIAL RESOLUTION NO. 64. 1996 - recognizes the state champion Park Tudor tennis team

SPECIAL RESOLUTION NO. 65. 1996 - concerns cable television

SPECIAL RESOLUTION NO. 66. 1996 - regarding telecommunications policy

SPECIAL RESOLUTION NO. 67. 1996 - regarding local government's authority over the public rights-of-way

SPECIAL RESOLUTION NO. 68. 1996 - regarding cellular and satellite antenna zoning preemption

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of October 28, 1996. There being no additions or corrections, the minutes were approved as distributed.

**PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS,
AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 754, 1996. The proposal, sponsored by Councillor Curry, congratulates WCTY Cable TV 16 for its award winning *Murals and Mobiles* documentary. Councillor Curry read the proposal and presented Andriana DeAguiar and her son with copies of the document and Council pins. Ms. DeAguiar thanked those who helped with the project and the Council for this recognition. Councillor Curry moved, seconded by Councillor Hinkle, for adoption. Proposal No. 754, 1996 was adopted by a unanimous voice vote.

Proposal No. 754, 1996 was retitled SPECIAL RESOLUTION NO. 69, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 69, 1996

A SPECIAL RESOLUTION congratulating WCTY Cable TV 16 for its award-winning *Murals and Mobiles* documentary.

WHEREAS, this Fall, WCTY Cable TV 16 received programming awards in both international and regional competition; and

WHEREAS, the international Telly Award recognizes non-network programming excellence, and this year's contest included entries from television powerhouses such as The Learning Channel, Columbia Pictures, MCA, Viacom, HBO and A&E Productions; and

WHEREAS, the first place award went to Indianapolis WCTY Channel 16's *Murals and Mobiles* program produced by WCTY's Andriana DeAguiar, which featured the Indianapolis Department of Parks and Recreation's Indy Island--the only indoor aquatic center in the state; and

WHEREAS, the regional first place Philo T. Farnsworth Award in the cultural event category was also won by WCTY's *Murals and Mobiles*; and

WHEREAS, Channel 16 TV producer DeAguiar's documentary on the Eiteljorg Museum was a finalist in the arts programming category of the 1996 Hometown Video Festival, and her newest work, co-produced with Angela Gilmer, features the historic Athenaeum in downtown Indianapolis; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council recognizes and congratulates WCTY Cable TV 16 for its well-produced, interesting, and informative series about Indianapolis and its people.

SECTION 2. WCTY-TV producer Andriana DeAguiar and all those who work alongside her at Channel 16 are to be commended for their newest international and regional programming awards for the *Murals and Mobiles* documentary.

SECTION 3. The Council encourages the talented people at WCTY-TV to continue to capture and preserve on film their award winning programs that highlight Indianapolis' ethnic groups, unique institutions, historic buildings and cultural life.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd made the following motion:

Mr. President:

I move that the Indianapolis City-County Council do now constitute itself as a committee of the whole to consider Proposal No. 658, 1996, which is the proposed resolution requesting that this body take public positions on certain matters relating to the August 27 disturbance involving citizens of Indianapolis and members of the Indianapolis Police Department.

Councillor Talley seconded the motion.

Councillor Dowden stated that Proposal No. 658, 1996 had received a public hearing before the Public Safety and Criminal Justice Committee on October 30, 1996, and that after more than an hour of testimony, a motion was made and passed to postpone the proposal until all the appropriate judicial and investigative processes are completed. He added that this proposal is following the proper channels of procedure and should not be voted on this evening.

Councillor Boyd stated Proposal No. 658, 1996 is not contingent upon any other process from another office or body, and is a proposed statement by and for the Council itself. He asked what processes the committee chairman is referring to which have yet to be completed. Councillor Dowden stated that those officers involved in the alleged incident have the right to appeal the discipline recommendation to the Board of Captains and the Civilian Merit Board. Councillor Boyd stated that no part of the proposal would interfere with these processes. Councillor Dowden stated that an apology had already come from the Mayor's office in the form of over 3,000 letters sent to community leaders.

Councillor Moores stated that she will abstain from voting on this motion to avoid the appearance of a conflict of interest, but added that procedurally this Council has no right to interfere in the affairs of the executive branch of government.

Councillor Moriarty Adams stated that she will also be abstaining to avoid the appearance of a conflict of interest.

Councillor Williams stated that this incident was a disgrace to the community, and the proposal is simply a tool for the Council to use their offices to apologize for this type of embarrassment and to ensure that this type of situation does not occur again.

Councillor Hinkle stated that voting in opposition of this motion would not suggest that the incident was condoned, but indicates a preference to seeing the committee process work.

Councillor Black asked why Proposal No. 658, 1996 has been postponed for three straight meetings and when it would result in a full Council hearing. Councillor Dowden stated that the proposal has only been postponed once, and that the proposal would be postponed until the appeal process to the Merit Board has been completed.

Councillor Franklin stated that America has a constitutional guarantee of due process, and consideration of this proposal would be premature at this time. He stated that if an apology needs to be made, the Fraternal Order of Police should be the ones to do so at this time.

Councillor Smith stated that the allegations have yet to be substantiated, but that disciplinary action for such alleged conduct is appropriate. He added that in light of this, an apology from the Council at this time would be hollow. Councillor Smith stated that he does not support Proposal No. 658, 1996 because he feels that an apology should come from those responsible for the incident, not the Council.

Councillor McClamroch stated that, in addition to the 3,000 letters that apologized for this specific event sent out by Mayor Steve Goldsmith, the Mayor also orally apologized at a press conference. He stated that he is in opposition to this motion.

Councillor Boyd stated that there are other points to Proposal No. 658, 1996 than just the apology, and that he feels the proposal was being avoided due to election campaigning.

A division was ruled on a voice vote and the motion to hear Proposal No. 658, 1996 before the Committee as a Whole failed on the following roll call vote; viz:

8 YEAS: Black, Boyd, Golc, Gray, Jones, Short, Talley, Williams

17 NAYS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Massie, McClamroch, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford

2 NOT VOTING: Moores, Moriarty Adams

2 ABSENT: Brents, Gilmer

Councillor Short expressed the Council's wishes for a speedy recovery for Councillor Gilmer, who is still absent due to illness. The President reported that Councillor Gilmer was improving and hopes he will be returning to Council soon.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 730, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 731, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 732, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 733, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 734, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 735, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 736, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$110,000 in the County General Fund to provide for the increased cost of gasoline for the Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 737, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 738, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 739, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 740, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$10,000 in the Pre-Trial Diversion Program Fund for the Prosecuting Attorney to pay for increased postage costs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 741, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$34,000 in the County General Fund for the Prosecutor's Child Support IV-D Agency to pay the agency's expenses for the balance of 1996"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 742, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is a transfer of \$30,000 in the County General Fund for the Marion County Superior Court, Juvenile Division, to cover the cost of computer upgrade"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 743, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to

work through victimization issues such as domestic violence financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 744, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 746, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves fees for IMAGIS Land-Base Map in read-only non-transferable format"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 747, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 748, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which an amendment to the Information Technology Operating Agreement between the City/County and SCT"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 749, 1996. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit for the Big Run Addition in Franklin Township (District 23)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 750, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes procedures with respect to urban economic areas"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 763, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves a schedule of regular council meetings for the year 1997"; and the President referred it to the Whole Committee.

The President asked if Council members are prepared to vote on Proposal No. 763, 1996 at this time. Councillor Coughenour stated that she feels members need more time to review the proposed meeting schedule. The President encouraged Council members to review the schedule and be prepared to vote on Proposal No. 763, 1996 on November 25.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 751, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 751, 1996 on November 6, 1996. The proposal is an Inducement Resolution for Killion Corporation in an amount not to exceed \$1,280,000 to proceed with the financing, acquisition, and construction of certain land, buildings, structures, machinery, and equipment comprising light manufacturing, warehousing, and general office use facilities to be

located at 7901 West 21st Street (Killion Corporation Project) (District 18). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hinkle stated that the Killion Corporation is a true success story and an example of the entrepreneurial spirit.

Councillor Borst moved, seconded by Councillor Hinkle, for adoption. Proposal No. 751, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

2 NOT VOTING: Bradford, Williams

2 ABSENT: Brents, Gilmer

Proposal No. 751, 1996 was retitled SPECIAL RESOLUTION NO. 70, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana acting pursuant to and in accordance with the provisions of Indiana Code 36-7-12, et seq., as amended (the "Act"), is authorized to issue its economic development revenue bonds to assist in the financing of the acquisition and construction of certain land, buildings, structures, machinery and equipment in the City of Indianapolis, Indiana (the "City") for the benefit of Killion Corporation or Thomas W. Killion individually (the "Company"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has been informed by officials of the Company that they propose to acquire, construct and equip light manufacturing, warehousing and general office use facilities to be located at 7901 West 21st Street in the City, consisting of certain land, buildings, structures, machinery and equipment and related real and personal property (the "Project"); and

WHEREAS, the Commission has found and determined that the diversity of industry and the retention and increase of opportunities for gainful employment (thirty (30) jobs to be created) plus the creation of a job payroll estimated at \$300,000 at the end of one year and \$600,000 at the end of three years) will be achieved by the acquisition, construction, equipping and carrying out of the Project and will serve a public purpose and be of benefit to the health and general welfare of the City and its citizens; and

WHEREAS, the Commission has found and determined that the acquisition, construction, equipping and carrying out of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the City; and

WHEREAS, it is the conclusion of the Commission, with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of the Act, and is in furtherance of the public purposes pursuant to the Act and for which the Commission was created; and

WHEREAS, after careful study and investigation of the nature of the proposed Project as aforesaid, the Commission has determined that the proposed Project constitutes facilities which will be of benefit to the health and general welfare of the City and Marion County; and

WHEREAS, the most feasible method of financing the acquisition, construction, equipping and carrying out of the proposed Project is for the City to issue its revenue bonds for that purpose and for it to lend the proceeds from the sale of said revenue bonds to the Company to enable it to acquire,

construct, equip and carry out the proposed Project and to repay the loan in installments which will be sufficient and timely to pay the principal of, premium (if any) and interest on said revenue bonds; and

WHEREAS, the Company has requested that the City indicate its willingness to issue its revenue bonds to finance the proposed Project, and its official intent to reimburse expenditures heretofore or hereafter made by or on behalf of the Company in connection with the Project (to the extent permitted by Section 1.150-2 of the Income Tax Regulations) so that said planing, design, acquisition, construction, equipping and carrying out of the proposed Project may move forward; and

WHEREAS, the Commission has determined that it is in the best interest of its residents that the acquisition, construction, equipping and carrying out of the proposed Project move forward without delay; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is the conclusion of the Indianapolis Economic Development Commission (the "Commission"), with which conclusion the City concurs, that assisting with the financing of the proposed Project will be of benefit to the health and general welfare of the City, complies with the purposes and provisions of Title 36, Article 7, Chapter 12 of the Indiana Code, as amended (the "Act") and is in furtherance of the public purposes for which the Commission was created.

SECTION 2. Accordingly, in order to assist the Company with the financing of the proposed Project and to induce the Company to proceed with the Project and in order thereby to carry out the public purposes set forth by in the Act, WE HEREBY RESOLVE as follows:

(a) The City will use its best efforts to issue its revenue bonds (the "bonds") under the Act in a principal amount currently estimated not to exceed \$1,280,000 for the purpose of paying in whole or in part the costs of the planning, design, acquisition, construction, and equipping of the proposed Project.

(b) Simultaneously with the delivery of the Bonds, the City may lend the proceeds of the sale of the bonds to the Company to enable it to plan, design, acquire, construct and equip the proposed Project, and the terms and provisions of such loan agreement shall be substantially in the form generally utilized in connection with such financial undertakings, as agreed upon by the City and the Company.

(c) The basic security document or other document or documents satisfactory to the parties shall contain agreements providing for the indemnification of the Commission and the City and the individual members, directors and officers thereof for all expenses incurred by them and for any claim of loss suffered or damage to property or any injury or death of any person occurring in connection with the planning, design, acquisition, construction, equipping and carrying out of the proposed Project.

SECTION 3. The City may enter into a trust indenture with a corporate trustee. The trust indenture may pledge such loan agreement and the amounts derived or derivable by or on behalf of the City pursuant thereto, to said corporate trustee for the benefit of the owners of the bonds, and the terms of such trust indenture shall be agreed upon by the City, the Company and said corporate trustee.

SECTION 4. Subject to and in accordance with the provisions of the Act, the City will assist in the prompt preparation of the basic security document, the trust indenture, and any security agreement.

SECTION 5. If for any reason the City has not issued bonds hereunder by May 31, 1997, the provisions of this Resolution shall, at the option of the City, be cancelled.

SECTION 6. The Mayor and Clerk of the City are further authorized to take any and all further action and execute and deliver any and all other documents as may be necessary to issue and deliver the bonds and to effect the undertaking for which the bonds are proposed to be issued.

SECTION 7. Based upon representations of the Company to the effect that it intends to apply all or a portion of the proceeds of the bonds to reimburse it for all or a portion of the costs of the Project paid prior to the date of issuance of the bonds, the City hereby declares its official intent to apply all or a portion of the proceeds of the bonds to reimburse such expenditures, to the extent permitted by Section 1.150-2 of the Income Tax Regulations. This Resolution shall be in full force and effect from and after its passage by the City-County Council and approved by the Mayor.

PROPOSAL NO. 752, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 752, 1996 on November 6, 1996. The proposal amends the interest rate and term of the bonds as requested by the permanent investor for Sutton Place Apartments Project located at 9350 East 43rd Street (District 14). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 752, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

3 NOT VOTING: Black, Bradford, Williams

2 ABSENT: Brents, Gilmer

Proposal No. 752, 1996 was retitled SPECIAL ORDINANCE NO. 18, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 18, 1996

A SPECIAL ORDINANCE regarding the remarketing of the City of Indianapolis, Indiana Economic Development Revenue Bonds (Section 8 Substantial Rehabilitation Program - Sutton Place Apartments Project) Series 1995A in the aggregate principal amount of Six Million Three Hundred Thousand Dollars (\$6,300,000) (the "Series 1995A Bonds") with permanently reset interest rates, modified redemption features, extended weighted average maturity, increased minimum denominations and certain further amendments and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, on September 27, 1995, the City of Indianapolis, Indiana (the "Issuer"), issued the Series 1995A Bonds and the City of Indianapolis, Indiana Economic Development Revenue Bonds (Section 8 Substantial Rehabilitation Program - Sutton Place Apartments Project) Series 1995B in the aggregate principal amount of \$300,000 (the "Series 1995B Bonds") and lent the proceeds thereof to Sutton Place Apartments, L.P., an Indiana limited partnership (the "Company") in order to enable the Company to finance the costs of (i) the acquisition, renovation and equipping of the existing 360-unit multi-family residential facility located at 9350 East 43rd, Indianapolis, Indiana on approximately 35 acres of land, (ii) the acquisition of machinery, equipment and furnishings for use in the facility, and (iii) the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, pursuant to and in accordance with the Trust Indenture dated as of September 1, 1995, (the "Original Indenture") between the Issuer and Bank One, Indianapolis, NA (the "Trustee"), the Company intends to cause the remarketing of the Series 1995A Bonds and permanently reset the interest rate on the Series 1995A Bonds and redeem the Series 1995B Bonds in whole; and

WHEREAS, the Company has requested that the Issuer establish the maturity dates and redemption provisions, extend the weighted average maturity of the Series 1995A Bonds, increase the minimum denomination and make other amendments to the Original Indenture and Original Loan Agreement; and

WHEREAS, the Company, the Issuer and the Trustee propose to simultaneously amend and restate the Original Indenture as an Amended and Restated Trust Indenture (the "Indenture") dated as of the permanent reset date between the Issuer and the Trustee and the Loan Agreement dated as of September 1, 1995 (the "Original Loan Agreement") between the Issuer and the Company as an Amended and Restated Loan Agreement, dated as of the permanent reset date between the Issuer and the Company (the "Loan Agreement") in order to authorize and reflect the amended terms of the Series 1995A Bonds as remarketed; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 6, 1996 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the remarketing of the Series 1995A Bonds, the permanent reset of the interest rate, the extension of the weighted average maturity of the Series 1995A Bonds, the amendment of the redemption features and the increase in the minimum denominations thereof, all complies with the purposes and provisions of the Act and that such amendments to the financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Indenture and the Loan Agreement provide for the repayment by the Company of the loan of the proceeds of the Series 1995A Bonds pursuant to which the Company agrees to make payments sufficient to pay the principal and interest on the Series 1995A Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1995A Bonds; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final form of the Indenture; the Loan Agreement; the form of the Series 1995A Bonds; the Remarketing Memorandum for the Series 1995A Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the remarketing of the Series 1995A Bonds, the permanent resetting of the rates on the Series 1995A Bonds, the extension of the weighted average maturity of the Series 1995A Bonds, the addition of certain optional and mandatory redemption features to the Series 1995A Bonds and the increase in the minimum denomination of the Series 1995A Bonds to \$100,000 and integral \$5,000 multiples in excess thereof as set forth in the Financing Documents will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Series 1995A Bonds shall bear interest at a rate not to exceed eight percent (8%) per annum.

SECTION 4. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary to desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1995A Bonds may be facsimile signatures. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 5. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Series 1995A Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1995A Bonds or the interest thereon remains unpaid.

SECTION 6. This special ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 753, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 753, 1996 on November 6, 1996. The proposal authorizes economic development refunding revenue bonds in the total aggregate principal amount not to exceed \$6,000,000 for Yellow Freight System, Inc. located at 1818 South High School Road (District 19). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Massie, for adoption. Proposal No. 753, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Bradford

2 ABSENT: Brents, Gilmer

Proposal No. 753, 1996 was retitled SPECIAL ORDINANCE NO. 19, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 19, 1996

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1996 (Yellow Freight System, Inc. Project) in the total principal amount not to exceed Six Million Dollars (\$6,000,000), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 and Indiana Code Title 5, Article 1, Chapter 5 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, the Issuer has heretofore issued its \$6,000,000 City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1982 (Yellow Freight System, Inc. Project) (the "Original Bonds"), pursuant to a Trust Indenture, dated as of March 1, 1982 (the "Original Indenture"), between the Issuer and NBD Bank, N.A. (as successor by merger to The Indiana National Bank), as trustee (the "Original Trustee"), the proceeds of which were used to fund a loan made to Yellow Freight System, Inc. (the "Borrower") to finance an expansion to the Borrower's existing terminal and maintenance facilities located at 1818 South High School Road, Indianapolis, Indiana (the "Project");

WHEREAS, the Borrower previously requested that the City of Indianapolis, Indiana (the "Issuer") provide for refinancing of the Project by providing for the refunding of the Original Bonds, and the Issuer entered into a Trust Indenture dated as of January 15, 1985, pursuant to which \$6,000,000 City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1985 (Yellow Freight System, Inc. Project) were issued (the "1985 Bonds") the proceeds of which were used to refund and retire the Original Bonds; and

WHEREAS, the Borrower has requested in order to provide the funds necessary to enable it to retire and redeem the 1985 Bonds, that the Issuer, pursuant to the Act, authorize the issuance of its refunding revenue

bonds designated as "City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1996 (Yellow Freight System, Inc. Project)," in the total principal amount of \$6,000,000 (the "Bonds"); and

WHEREAS, the Issuer and the Borrower will enter into a Loan Agreement dated as of November 1, 1996 (the "Loan Agreement") pursuant to which Issuer will lend the proceeds from the sale of the Bonds to the Borrower to enable it to refund the 1985 Bonds; and

WHEREAS, pursuant to the terms of a Trust Indenture dated as of November 1, 1996 between the Issuer and the Original Trustee (the "Indenture"), the Bonds will be issued and secured; and

WHEREAS, the refinancing of the Project complies with the purposes and provisions of the Act and that such refinancing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to an Indenture to accomplish the foregoing; and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Bonds pursuant to which the Borrower will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the refinancing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Bond Purchase Agreement among the Issuer, Borrower and Thornton Farish, Inc. (the "Underwriter"), Preliminary Official Statement, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the refinancing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of refinancing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total principal amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of procuring funds to loan to the Company in order to refinance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the

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Underwriter that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a rate of interest determined as set forth in the Indenture, but not more than 8.0%. The use of a Final Official Statement substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Underwriter, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. In the event the Bonds are not closed until 1997, the Financing Documents may be dated in 1997 and the name of the Bonds shall reflect the issuance in 1997.

SECTION 8. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 9. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 755, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 7, 1996." The Council did not schedule Proposal No. 755, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 755, 1996 was retitled REZONING ORDINANCE NO. 240, 1996, and is identified as follows:

REZONING ORDINANCE NO. 240, 1996. 94-Z-203
5601 & 5621 SOUTH MADISON AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT, #20.
ROBERT T. LUTES and R & W DEVELOPMENT, by Lawrence M. Lunn, request the rezoning of 1.58 acres, being in the C-3 District, to the C-5 classification to provide for an automobile sales operation and a mobile office structure.

PROPOSAL NOS. 756-762, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 7, 1996."

Councillor O'Dell made the following motion:

Mr. President:

I move that Proposal No. 758, 1996 (Rezoning Case 96-Z-204, 96-DP-18) be scheduled for a hearing before this Council at its next regular meeting on November 25, 1996 at 7:00 p.m., and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor O'Dell stated that the community was not comfortable with the Metropolitan Development Commission's ruling on this proposal. Consent was given to schedule this proposal for a public hearing on November 25, 1996. Proposal No. 758, 1996 is identified as follows:

REZONING CASE 96-Z-204 (96-DP-18)
1250 NORTH POST ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
SENIORLIFE RESIDENCES, INC., by Joseph M. Scimia, requests a rezoning of 6.02 acres, being in the D-A and D-3 Districts, to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes and a medical office building, all developed in phases.

Councillor Gray moved, seconded by Councillor Black, that Proposal No. 756, 1996 (Rezoning Case 96-Z-156) be scheduled for a hearing before the Council at its next regular meeting on November 25, 1996.

Councillor Coonrod stated that he objects to Councillor Gray's motion because this rezoning project is in his district and he has not received any input from his constituents regarding a problem with the project.

Councillor Gray stated that there are questions regarding certification of pari-mutuel betting according to results of a referendum at the recent elections. He added that there are concerns from constituents concerning another possible racetrack project at the fairgrounds, which is in his district.

Councillor Coonrod stated that the referendum has no bearing on the proposal Councillor Gray is asking to be called out for public hearing. He added that Councillor Gray's reasoning for calling out this proposal has nothing to do with this particular proposal, but rather a proposal that may be introduced at some future point in his district. This zoning proposal originates in the City of Lawrence, and has already been considered by the Council of the City of Lawrence, all of whose members are elected and live in the immediate area of the proposal site. An appeal was made to the Metropolitan Development Commission after approval by the City of Lawrence. Councillor Coonrod stated that the zoning has already received two public hearings, and there seems to be no reason for a third. He added that because this zoning ordinance is in his district, he feels another Councillor calling it out for public hearing is setting a bad precedent, without any prior conversation or consideration being given to him.

Councillor Black stated that the results of the referendum speak loud and clear, and added that he feels the citizens of Indianapolis need to be given a chance to speak on their own behalf.

Councillor Smith stated that the Director of the Fairgrounds indicated that during his tenure a pari-mutuel horse track will not be located at the fairgrounds, because the Board will not support such a project.

Councillor Gray stated that he had received several calls from constituents who had not received return phone calls from Councillor Coonrod, and that this project was not perceived to be a positive one by the entire community. Councillor Coonrod stated that he has not received any messages that he has not returned, and asked that the names of these constituents be made available to him.

Councillor Short stated that he will abstain from voting on this issue as has been his practice since being elected to this body.

Councillor Franklin stated that allowing Councillor Gray to call out this proposal from another Councillor's district will be setting a bad precedent. He explained that even though he is an At-Large Councillor, who has jurisdiction over the entire County, he has never interfered in a project without first discussing it with the District Councillor. He added that he lives the closest to this area, and that this project is perceived by the community to be a good thing for the City of Lawrence, as the due process has shown.

Councillor Hinkle stated that he will be voting in support of Councillor Gray's motion due to his stance against legalized gambling, but that he does not condone the precedent of Councillors calling out zoning proposals in another Councillor's district.

Councillor Schneider agreed that voting in favor of Councillor Gray's motion will be establishing a bad precedent.

Councillor Coughenour asked Councillor Coonrod if any of his constituents had contacted him asking him to call this proposal out for a public hearing. Councillor Coonrod stated that he had not received any such request.

The motion to schedule Proposal No. 756, 1996 for a public hearing failed on the following roll call vote; viz:

6 YEAS: Black, Coughenour, Gray, Hinkle, O'Dell, Williams
20 NAYS: Borst, Boyd, Bradford, Cockrum, Coonrod, Curry, Dowden, Franklin, Golc, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford
1 NOT VOTING: Short
2 ABSENT: Brents, Gilmer

The Council did not schedule Proposal Nos. 756, 757, and 759-762, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 756, 757, and 759-762, 1996 were retitled REZONING ORDINANCE NOS. 241-246, 1996, and are identified as follows:

REZONING ORDINANCE NO. 241, 1996. 96-Z-156
9250 PENDLETON PIKE (approximate address), CITY OF LAWRENCE.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5
INDIANA DOWNS RACE TRACK, LLC, by Thomas Michael Quinn, requests a rezoning of 93.66 acres, being in the C-5, D-7 and D-A Districts, to the C-S classification to provide for a pari-mutuel horse racetrack with stables and other ancillary uses.

REZONING ORDINANCE NO. 242, 1996. 96-Z-199
4950 U.S. 31 SOUTH (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

CARL W. RITCHIE, by Stephen D. Mears, requests a rezoning of 0.88 acre, being in the C-3 District, to the C-6 classification to provide for thoroughfare-service commercial uses.

REZONING ORDINANCE NO. 243, 1996. 96-Z-207 (96-DP-21)
3450 WEST COSSELL ROAD (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16
INDIANAPOLIS PUBLIC HOUSING AGENCY requests a rezoning of 13.438 acres, being in the D-7 District, to the D-P classification to provide for residential development consisting of single- and two-family dwellings for a total of 50 units, community center, play areas and game courts.

REZONING ORDINANCE NO. 244, 1996. 96-Z-226 (96-DP-22)
5850 EAST TERRACE AVENUE (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
KENNETH J. and KEVIN E. DEMLOW, by Mary E. Solada, request a rezoning of 9.0 acres, being in the D-2 District, to the D-P classification to provide for a planned unit development consisting of a 32 lot single-family residential development.

REZONING ORDINANCE NO. 245, 1996. 96-Z-89 (Amended)
2401 and 2410-2412 EAST WASHINGTON STREET and 2319 EAST WASHINGTON STREET a/k/a
8 SOUTH KEYSTONE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15, 21
METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.4 acre, being in the I-3-U and C-2 Districts, to the C-5 classification to permit commercial development and to conform the zoning classification with the Highland Brookside Neighborhood Plan.

REZONING ORDINANCE NO. 246, 1996. 96-Z-201
1505 SOUTH VICTOR STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19
THOMAS D. BANDY, SR., by J. Lee Robbins, requests a rezoning of 0.2 acre, being in the D-3 District, to the C-4 classification to provide for commercial development including automotive related uses for an existing automotive repair business located to the north.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 581, 1996. The proposal is an appropriation of \$27,956 for the Franklin Township Assessor to allow five full-time employees to reach the midpoint of their pay ranges financed from the County General Fund balances. Councillor Schneider moved, seconded by Councillor Dowden, to postpone Proposal No. 581, 1996 until November 25, 1996. Proposal No. 581, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 660, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 660, 1996 on October 30, 1996. The proposal is an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 660, 1996 was adopted on the following roll call vote; viz:

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23 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, Shambaugh, Short, Smith, Tilford, Williams

0 NAYS:

4 NOT VOTING: Golc, Moriarty Adams, SerVaas, Talley

2 ABSENT: Brents, Gilmer

Proposal No. 660, 1996 was retitled FISCAL ORDINANCE NO. 111, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Forty Thousand Nine Hundred Forty-seven Dollars (\$140,947) in the State and Federal Grants Fund for purposes of the County Auditor and Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Prosecuting Attorney to provide continuing funding for six (6) victim advocates to work in various courts.

SECTION 2. The sum of One Hundred Forty Thousand Nine Hundred Forty-seven Dollars (\$140,947) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - Fringes	26,850
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	107,397
3. Other Services and Charges	<u>6,700</u>
TOTAL INCREASE	140,947

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>140,947</u>
TOTAL REDUCTION	140,947

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 702, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 702, 1996 on October 30, 1996. The proposal is an

appropriation of \$30,960 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Councillor Dowden moved, seconded by Councillor Smith, to postpone Proposal No. 702, 1996 until November 25, 1996. The motion carried by a unanimous voice vote.

PROPOSAL NO. 703, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 703, 1996 on October 30, 1996. The proposal is an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 703, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
2 NOT VOTING: Franklin, Golc
2 ABSENT: Brents, Gilmer

Proposal No. 703, 1996 was retitled FISCAL ORDINANCE NO. 112, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty Thousand Eight Hundred Dollars (\$20,800) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to provide victim assistance training for the Indiana Victim Assistance Network.

SECTION 2. The sum of Twenty Thousand Eight Hundred Dollars (\$20,800) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	20,800
TOTAL INCREASE	20,800

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SECTION 4. The said additional appropriation is funded by the following reductions:

<u>STATE AND FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>20,800</u>
TOTAL REDUCTION	20,800

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 706, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 706, 1996 on October 30, 1996. The proposal is an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 706, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Golc

2 ABSENT: Brents, Gilmer

Proposal No. 706, 1996 was retitled FISCAL ORDINANCE NO. 113, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 113, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Seventy-five Thousand One Hundred Eighty-seven Dollars (\$275,187) in the Home Detention User Fee Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections for positions, various home detention equipment and office supplies.

SECTION 2. The sum of Two Hundred Seventy-five Thousand One Hundred Eighty-seven Dollars (\$275,187) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services (Fringes)	29,500
<u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	130,449
2. Supplies	12,500
3. Other Services and Charges	60,380
4. Capital Outlay	<u>42,358</u>
TOTAL INCREASE	275,187

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>275,187</u>
TOTAL REDUCTION	275,187

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 661, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 661, 1996 on October 30, 1996. The proposal, sponsored by Councillor Borst, is an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 661, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
2 NOT VOTING: Golc, Williams
2 ABSENT: Brents, Gilmer

Proposal No. 661, 1996 was retitled FISCAL ORDINANCE NO. 114, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Twenty Thousand Dollars (\$20,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(x) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency for additional chemicals, reagents, and supplies used in processing evidence.

November 11, 1996

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>20,000</u>
TOTAL INCREASE	20,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>20,000</u>
TOTAL DECREASE	20,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 705, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 705, 1996 on October 30, 1996. The proposal is a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Hinkle, for adoption. Proposal No. 705, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
0 NAYS:
3 NOT VOTING: Golc, Moores, Short
2 ABSENT: Brents, Gilmer

Proposal No. 705, 1996 was retitled FISCAL ORDINANCE NO. 115, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ten Thousand One Hundred Forty-nine Dollars (\$10,149) in the State and Federal Grants Fund for purposes of Community Corrections and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02. (z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to pay accrued time to two employees that resigned from the agency.

SECTION 2. The sum of Ten Thousand One Hundred Forty-nine Dollars (\$10,149) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>10,149</u>
TOTAL INCREASE	10,149

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	10,149
TOTAL DECREASE	10,149

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 707, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 707, 1996 on October 30, 1996. The proposal is a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 707, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 NOT VOTING: Golc
2 ABSENT: Brents, Gilmer

Proposal No. 707, 1996 was retitled FISCAL ORDINANCE NO. 116, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Sixteen Thousand one Hundred Thirty-five Dollars (\$16,135) in the County General Fund for purposes of the Community Corrections Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Agency for equipment maintenance.

SECTION 2. The sum of Sixteen Thousand One Hundred Thirty-five Dollars (\$16,135) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	16,135
TOTAL INCREASE	16,135

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	16,135
TOTAL DECREASE	16,135

November 11, 1996

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

General Counsel Robert Elrod read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 96-Z-204, 96-DP-18, Council Proposal No. 758, 1996, at its next regular meeting on November 25, 1996, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 6.02 acres at 1250 North Post Road from D-A and D-3 districts to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes, and a medical office building, all developed in phases.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Cockrum in memory of Leonard E. "Gunny" Fields.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Leonard E. "Gunny" Fields. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:33 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 11th day of November, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 25, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, November 25, 1996, with Councillor SerVaas presiding.

Councillor Cockrum introduced the minister of Valley Mills Christian Church, Pastor Mike Harenza, who led the opening prayer. Councillor Cockrum invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Gilmer

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc welcomed co-worker Larry Charnoski and his wife. Councillor McClamroch recognized former Councillor, Judge Z. Mae Jimison, and thanked her for providing the Council with cookies. Councillor O'Dell welcomed attorney Mark Drummond.

SPECIAL ORDERS - PUBLIC HEARING

Councillor O'Dell made the following motion:

Mr. President:

I am pleased to report that the parties involved in the rezoning at 1250 North Post Road have reached a compromise and it will not be necessary to have a hearing on this matter; therefore, I move that Proposal No. 758, 1996 (Rezoning Petition No. 96-Z-204, 96-DP-18) be adopted incorporating therein the commitments dated November 25, 1996.

Councillor Hinkle seconded the motion, and Proposal No. 758, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Franklin, Shambaugh

1 ABSENT: Gilmer

Proposal No. 758, 1996 was retitled REZONING ORDINANCE NO. 247, 1996, and is identified as follows:

REZONING ORDINANCE NO. 247, 1996. 96-Z-204 (96-DP-18)
1250 NORTH POST ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

SENIORLIFE RESIDENCES, INC., by Joseph M. Scimia, requests a rezoning of 6.02 acres at 1250 North Post Road, being in the D-A and D-3 Districts, to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes, and a medical office building, all developed in phases

Councillor Dowden stated that the Public Safety and Criminal Justice Committee meeting scheduled for November 20, 1996 had been cancelled, and he moved to postpone Proposal Nos. 702, 737, 738, 739, 743, and 744, 1996 until December 16, 1996. PROPOSAL NO. 702, 1996. The proposal is an appropriation of \$30,960 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund. PROPOSAL NO. 737, 1996. The proposal is an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant. PROPOSAL NO. 738, 1996. The proposal is an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant. PROPOSAL NO. 739, 1996. The proposal is an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant. PROPOSAL NO. 743, 1996. The proposal is an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to work through victimization issues such as domestic violence financed by a federal grant. PROPOSAL NO. 744, 1996. The proposal is an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant. Councillor Schneider seconded the motion, and Proposal Nos. 702, 737, 738, 739, 743, and 744, 1996 were postponed by a unanimous voice vote.

November 25, 1996

Councillor O'Dell asked for consent to modify the Agenda, waive a Municipal Corporations Committee hearing, and consider Proposal No. 606, 1996 as the Committee of the Whole. Consent was given.

PROPOSAL NO. 606, 1996. The proposal reappoints James O. Dillard to the Speedway Library Board. Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 606, 1996 was adopted by a unanimous voice vote.

Proposal No. 606, 1996 was retitled COUNCIL RESOLUTION NO. 53, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 1996

A COUNCIL RESOLUTION reappointing James O. Dillard to the Speedway Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Speedway Library Board, the Council appoints:

James O. Dillard

SECTION 2. The appointment made by this resolution is for a term ending October 25, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 25, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

November 12, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, November 13, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, November 14, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 730, 731, 734, 737, 738, 739, 743, 744, and 758, 1996, said hearing to be held on Monday, November 25, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

November 15, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 111, 1996 - an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants

FISCAL ORDINANCE NO. 112, 1996 - an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute

FISCAL ORDINANCE NO. 113, 1996 - an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees

FISCAL ORDINANCE NO. 114, 1996 - an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence

FISCAL ORDINANCE NO. 115, 1996 - a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency

FISCAL ORDINANCE NO. 116, 1996 - a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance

SPECIAL ORDINANCE NO. 18, 1996 - amends the interest rate and term of the bonds as requested by the permanent investor for Sutton Place Apartments Project located at 9350 East 43rd Street (District 14)

SPECIAL ORDINANCE NO. 19, 1996 - authorizes economic development refunding revenue bonds in the total aggregate principal amount not to exceed \$6,000,000 for Yellow Freight System, Inc. located at 1818 South High School Road (District 19)

SPECIAL RESOLUTION NO. 69, 1996 - congratulates WCTY Cable TV 16 for its award winning *Murals and Mobiles* documentary

SPECIAL RESOLUTION NO. 70, 1996 - an Inducement Resolution for Killion Corporation in an amount not to exceed \$1,280,000 to proceed with the financing, acquisition, and construction of certain land, buildings, structures, machinery, and equipment comprising light manufacturing, warehousing, and general office use facilities to be located at 7901 West 21st Street (Killion Corporation Project) (District 18)

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as amended. Without objection, the agenda was adopted as amended.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of November 11, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 778, 1996. The proposal, sponsored by Councillors Bradford, Dowden, Gray, Schneider, and SerVaas, recognizes the state champion North Central High School boys soccer team. Councillor Bradford read the proposal, and Councillors Gray, Dowden, and Schneider presented team members and coaches with copies of the document and Council pins. Coach Jerry Little and team captain Ben Robinson, thanked the Council for this recognition. Councillor Bradford moved, seconded by Councillor Gray, for adoption. Proposal No. 778, 1996 was adopted by a unanimous voice vote.

Proposal No. 778, 1996 was retitled SPECIAL RESOLUTION NO. 71, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 1996

A SPECIAL RESOLUTION recognizing the state champion North Central High School boys soccer team.

WHEREAS, in the three years that the Indiana High School Athletic Association has conducted the boys soccer tournament Washington Township's North Central High School is the only high school in the state to win state championship titles; and

WHEREAS, after a good, but not particularly great, regular soccer season the North Central Panthers realized that soccer games are only won when the team has a strong focus and solid teamwork; and

WHEREAS, during the IHSAA tournament a 3-0 victory over South Bend St. Joseph school earned the Panthers a berth at the state finals game against the strong Fort Wayne Canterbury team; and

WHEREAS, North Central's 6-1 win in the final game on Saturday, November 2, 1996, made North Central continue to be the only team in Indiana to possess an IHSAA boys soccer state championship trophy in their school display case; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the North Central High School boys soccer team for winning three consecutive state IHSAA championships; and four state titles in a row counting the soccer club state championship in 1992 before the sport was sanctioned by the state high school athletic association.

SECTION 2. The Council specifically commends team members Scott Walti, Brett Northcutt, Nick Ham, Takeo Inoue, Dan McAfee, Keith Shui, Yared Adhanom, Eric Mills, Yanive Shmoel, Harry Stegmann, Paul Charnoski, Andrew Radecki, Chris Greiner, Grant Smith, Gavin Smith, John Stevning, Damian Leiba, Matt Fundenberger, Scott McNichols, Mark Olas, Ben Robinson, Kei Tennyson, Chris Ellis, Matt Tabor, and Nick Jordan; managers and student trainers Matt Segal, Nancy Cava, Ashley Traylor, Katy Karmann, and Vivian Randolph, and coaches Jerry Little, Bruce Quilling, and Tony Jacklin.

SECTION 3. The Council wishes these boys and North Central School the very best of success in the future.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 763, 1996. The proposal, sponsored by Councillor SerVaas, approves a schedule of regular council meetings for the year 1997. The President read the proposal and indicated changes which had been made and distributed.

Councillor Short asked for consent to change the March 17, 1996 meeting date due to St. Patrick's Day. A voice vote was taken, and the President ruled that the March 17, 1996 date would remain in the schedule.

Councillor McClamroch moved, seconded by Councillor Boyd, for adoption. Proposal No. 763, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams
1 NAY: Short
1 ABSENT: Gilmer

Proposal No. 763, 1996, as amended, was retitled COUNCIL RESOLUTION NO. 54, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 54, 1996

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1997.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 1997:

- | | |
|-------------------------------|---------------------------------|
| (1) Monday, January 06, 1997 | (11) Monday, July 21, 1997 |
| (2) Tuesday, January 21, 1997 | (12) Monday, August 04, 1997 |
| (3) Monday, February 03, 1997 | (13) Monday, August 25, 1997 |
| (4) Monday, February 24, 1997 | (14) Monday, September 15, 1997 |
| (5) Monday, March 17, 1997 | (15) Monday, September 29, 1997 |
| (6) Monday, April 14, 1997 | (16) Monday, October 13, 1997 |
| (7) Monday, April 28, 1997 | (17) Monday, October 27, 1997 |
| (8) Monday, May 19, 1997 | (18) Monday, November 10, 1997 |
| (9) Monday, June 09, 1997 | (19) Monday, November 24, 1997 |
| (10) Monday, June 23, 1997 | (20) Monday, December 15, 1997 |

PROPOSAL NO. 788, 1996. The proposal, sponsored by Councillor McClamroch, appoints Robert Grothe to the Common Construction Wage Committee of the Town of Speedway. Councillor McClamroch moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 788, 1996 was adopted by a unanimous voice vote.

Proposal No. 788, 1996 was retitled COUNCIL RESOLUTION NO. 55, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 55, 1996

A COUNCIL RESOLUTION appointing Robert Grothe to the Common Construction Wage Committee for the Town of Speedway.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

November 25, 1996

SECTION 1. As a member of the Common Construction Wage Committee formed by the Town of Speedway, the Council appoints:

Robert Grothe

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 658, 1996. The proposal requests Council action on monitoring of Police Department.

Councillor Boyd made the following motion:

Mr. President:

I move that Proposal No. 658, 1996 be stricken from the docket of the Indianapolis City-County Council for the following reasons:

An original purpose in presenting the proposed resolution was to provide the Council with a vehicle for demonstrating moral, operational, and legislative leadership during a period when the City needed it, and during a period when local government had raised no voice. The proposal has been languishing within the process of the Council for many weeks without definitive future. Rather than letting the proposed resolution blend out of existence, it is best to give it clean ending punctuation so that it will be clear that the proposal was presented and rejected. We have clearly yielded and have passed the point of effective leadership on this issue.

Though the apology aspect of the proposed resolution was only one of several points, it was a very important one. Genuine apologies must be totally voluntary. From the Council conversation thus far on this issue, it is apparent that if an apology is forthcoming, it would be the consequence of an "extraction" process resulting from political and community pressure. An apology thus achieved would be ingenuous and would have little worth.

Without a doubt, the Indianapolis City-County Council is the primary policy making body for the City. Sections 3 and 4 of the proposed resolution asks the Council to review our policy environment to make sure that we have done our job in terms of making sure that the Council, our employees, and citizens in general have clear understandings. Everyone needs to know what the rules and expectations are. The Council needs to make assessments as to where there might be ambiguity and bring clarity to places where it is needed. There is still a great need for this. However, an assessment of the following issues does not necessarily have to be done under the mandate of a resolution.

- If brotherhood training is not getting the job done (and even if it is), does the general training and orientation of new City employees need to include information about what the costs are to the City when we are sued as a result of established employee misconduct?
- Is there ever a time when a police officer is off duty? Correspondingly, is there ever a time when citizens/the Council are not responsible for their actions? Are we always liable?
- Are there policies and guidelines for the use of municipal suites? Is the Council aware of what they are? If no such guidelines exist, whether formal or merely understood, should the Council be proactive in bringing about such guidelines?
- Are we satisfied with our present system of citizen's review?
- There are two or three other groups in the City who are working on the concept of citizen's review, and who undoubtedly will be presenting this Council with recommendations which will go far, far beyond the mere statement of principles and concerns found in Proposal No. 658, 1996. The citizens who are working with these groups are dedicated volunteers who have great concern about what goes on in the City and whose time is every bit as valuable as the time of City Councillors. Are we going to be prepared to seriously consider what is presented to us? Is there any responsibility to have preliminary communication with them concerning response possibilities?

- What are some of the diversity issues raised by the events of August 27? Are we comfortable with our public policies concerning diversity issues? Can we be comfortable with the racial and gender division image which has been projected about the City in the national and international media?
- Are we satisfied that when another event similar to this takes place in the future, we will have both the machinery and process in place to make timely and just response?

To be sure, there are many other issues to be considered which are outgrowths of the circumstances of August 27 events. Striking Proposal No. 658, 1996 might possibly clear the way for them to be considered on an ad hoc basis without some members of Council being overly concerned about possible political implications and the sources of suggestions and recommendations.

Councillor Talley seconded the motion, and Proposal No. 658, 1996 was stricken by a unanimous voice vote.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 780-787, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 20, 1996." The Council did not schedule Proposal Nos. 780-787, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 780-787, 1996 were retitled REZONING ORDINANCE NOS. 248-255, 1996, and are identified as follows:

REZONING ORDINANCE NO. 248, 1996. 96-Z-191 (96-DP-20)
2250 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12
RICHARD L. JOHNSON, by Thomas Michael Quinn, requests a rezoning of 50.12 acres, being in the D-A District, to the D-P classification to provide for a senior residential community consisting of two-, four- and eight-unit structures and a 50-unit assisted living facility.

REZONING ORDINANCE NO. 249, 1996. 96-Z-172 (Amended)
2529-2533 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21
METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.37 acre, being in the I-3-U District, to the C-5 classification to conform the zoning classification to the recommendations of the Highland-Brookside Neighborhood Plan.

REZONING ORDINANCE NO. 250, 1996. 96-Z-200
2333 NORTH CENTRAL AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
ZION UNITY MISSIONARY BAPTIST CHURCH requests a rezoning of 1.00 acre, being in the D-8 District, to the SU-1 classification to provide for the construction of a church.

REZONING ORDINANCE NO. 251, 1996. 96-Z-211
1313 SOUTH POST ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
INDY PARKS requests a rezoning of 40 acres, being in the SU-34 District, to the PK-1 classification to provide for park uses.

REZONING ORDINANCE NO. 252, 1996. 96-Z-212
1941 EAST HANNA AVENUE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24
INDY PARKS requests a rezoning of 8.141 acres, being in the D-2 and PK-1 Districts, to the PK-1 classification to provide for park uses.

REZONING ORDINANCE NO. 253, 1996. 96-Z-213
902 NORTH ARNOLDA STREET (approximate address), INDIANAPOLIS.
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 16

November 25, 1996

INDIANAPOLIS PUBLIC HOUSING AGENCY requests a rezoning of 0.10 acre, being in the C-1 District, to the D-5 classification to provide for the construction of a single-family residence.

REZONING ORDINANCE NO. 254, 1996. 96-Z-217

701-711 SOUTH ILLINOIS STREET and 702-708 SOUTH RUSSELL AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 16

JAMES D. HOLLY, by Stephen D. Mears, requests a rezoning of 0.30 acre, being in the I-3-U(RC) District, to the D-8(RC) classification to provide for residential development including the conversion of two single-family residences into 2 two-family residences.

REZONING ORDINANCE NO. 255, 1996. 96-Z-221

2002 EAST 38TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 11

GETHSEMANE TEMPLE CHURCH OF GOD IN CHRIST requests a rezoning of 1.26 acres, being in the C-4 District, to the SU-1 classification to provide for religious uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 608, 1996. The proposal proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area. Proposal No. 608, 1996 had been scheduled for public hearing on September 30, 1996, and had been postponed twice. Councillor Borst made the following motion:

Mr. President:

The petitioners and remonstrators continue to negotiate a resolution of the rezoning case of 6001 South Harding Street and petitioner has consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 608, 1996 (Rezoning Docket No. 96-Z-74 Amended) be postponed and rescheduled for December 16, 1996.

Councillor Hinkle seconded the motion, and Proposal No. 608, 1996 was postponed until December 16, 1996 by a unanimous voice vote.

PROPOSAL NO. 581, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 581, 1996 on November 19, 1996. The proposal is an appropriation of \$27,956 for the Franklin Township Assessor to allow five full-time employees to reach the midpoint of their pay ranges financed from the County General Fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Smith made the following motion:

Mr. President:

In compliance with IC 36-3-4-13, I move to amend Proposal No. 581, 1996 by changing the amount of the additional appropriation of \$27,956 to the amount of \$2,330, and making the appropriate changes in the distribution of the appropriation.

Councillor McClamroch asked the reason for the amendment. Councillor Smith explained that the original appropriation had been for the entire year, and that the amendment only made

provisions for the the two remaining pay periods of this year, and the pay grade change would go into full effect in 1997.

Councillor Golc asked how long the pay equity question had been a problem in Franklin Township. Councillor Smith stated that it came to his attention during his first year in office approximately five years ago. Councillor Golc asked if any previous attempts had been made to rectify salary grade which have been turned down by the Council. Councillor Smith stated that he did not know of any. He added that there was a very low turnover rate in the Township Assessor's office and without budgeted dollars that would be freed up due to turnovers, the office could not increase salaries internally. Councillor Golc asked if there was a board, possibly the County Compensation Board, where the office could seek relief in order to get the pay equity rather than coming before the Council. The President stated that the Compensation Board monies were not available for this type of allocation. He added that a precedent had been set for this type of equity adjustment, as seen previously in Lawrence and Pike Townships.

Councillor Schneider seconded the motion to amend, and Proposal No. 581, 1996 was amended by a unanimous voice vote.

The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Smith, for adoption. Proposal No. 581, 1996, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:
3 NOT VOTING: Curry, Gray, Williams
1 ABSENT: Gilmer

Proposal No. 581, 1996, as amended, was retitled FISCAL ORDINANCE NO. 117, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Thousand Three Hundred Thirty Dollars (\$2,330) in the County General Fund for purposes of the County Auditor and Franklin Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b, n) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Franklin Township Assessor for salary increases and fringes for five (5) full time employees.

SECTION 2. The sum of Two Thousand Three Hundred Thirty Dollars (\$2,330) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

COUNTY AUDITOR

1. Personal Services (Fringes)

COUNTY GENERAL FUND

466

November 25, 1996

FRANKLIN TOWNSHIP ASSESSOR

1. Personal Services	<u>1,864</u>
TOTAL INCREASE	2,330

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>2,330</u>
TOTAL REDUCTION	2,330

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Schneider reported that the Administration and Finance Committee heard Proposal Nos. 730 and 731, 1996 on November 19, 1996.

PROPOSAL NO. 730, 1996. The proposal authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Massie, for adoption. Proposal No. 730, 1996 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Tilford
1 NAY: Talley
8 NOT VOTING: Black, Boyd, Brents, Curry, Gray, Jones, Short, Williams
1 ABSENT: Gilmer

Proposal No. 730, 1996 was retitled FISCAL ORDINANCE NO. 118, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 118, 1996

A PROPOSAL FOR A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Park General Fund during the period January 1, 1997, through December 31, 1997, in anticipation of current taxes levied in the year 1996 and collectible in the year 1997 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in such Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

- A. that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from such Account prior to the June and December 1996 distributions of Taxes levied for such Account, and the June and December 1996 distributions of Taxes to be collected for the Consolidated City Police Force Account will collectively amount to more than Thirty-four Million Eight Hundred Twenty Thousand Nine Hundred Seventy-nine Dollars (\$35,820,979.00) and the interest cost of making temporary loans for the Consolidated City Police Force Account;

- B. that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1997 distributions of Taxes levied for such Fund, and the June and December 1997 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Four Million Nine Hundred Seventy-three Thousand Seven Hundred Eighty-five Dollars (\$4,973,785.00) and the interest cost of making temporary loans for the Police Pension Fund;
- C. that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from such Account prior to the June and December 1997 distributions of Taxes levied for such Account, and the June and December 1997 distributions of Taxes to be collected for the Consolidated City Fire Force Account will collectively amount to more than Twenty-eight Million Four Hundred Fifty-two Thousand Two Hundred Fifty Dollars (\$28,452,250.00) and the interest cost of making temporary loans for the Consolidated City Fire Force Account; and
- D. that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1997 distributions of Taxes levied for such Fund, and the June and December 1997 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Four Million Four Hundred Eighty-three Thousand Eight Hundred Sixty-four Dollars (\$4,483,864.00) and the interest cost of making temporary loans for the Firemen's Pension Fund; and
- E. that there will be insufficient funds in the Park General Fund to meet the current expenses for the payment of current expenses payable from such Fund prior to the June and December 1997 distributions of Taxes levied for such Fund, and the June and December 1997 distributions of Taxes to be collected for the Park General Fund will collectively amount to more than Thirteen Million Eight Hundred Thirty-two Thousand Fifty-three Dollars (\$13,832,053.00) and the interest cost of making temporary loans for the Park General Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds and Accounts in anticipation of Taxes for these Funds and Accounts actually levied for the year 1996 and in the course of collection for the year 1997; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Thirty-five Million Eight Hundred Twenty Thousand Nine Hundred Seventy-nine Dollars (\$35,820,979.00) in anticipation of Taxes for the Account for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account from the June and December 1997 distributions of Taxes for the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 1997 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and the Consolidated City Police Force Account, 1997 Budget Fund No. 160, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of Four Million Nine Hundred Seventy-three Thousand Seven Hundred Eighty-five Dollars (\$4,973,785.00) in anticipation of Taxes for the Fund for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund from the June and December 1997 distributions of Taxes for the Police Pension Fund, to the Police Pension Fund, the 1997 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Fund, 1997 Budget Fund No. 810, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty-eight Million Four Hundred Fifty-two Thousand Two Hundred Fifty Dollars (\$28,452,250.00) in anticipation of Taxes for the Account for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account from the June and December 1997 distributions of Taxes for the Consolidated City Fire Force Account to the payment of the principal of the Consolidated City Fire Force Account, the 1997 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1997 Budget Fund No. 161, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Four Million Four Hundred Eighty-three Thousand Eight Hundred Sixty-four Dollars (\$4,483,864.00) in anticipation of Taxes for the Fund for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund from the June and December 1997 distributions of Taxes for the Firemen's Pension Fund to the Firemen's Pension Fund, the 1997 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Firemen's Pension Fund 1997 Budget Fund No. 811, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The City is authorized to borrow on temporary loans for the use and benefit of the Park General Fund of the City in the maximum principal amount of Thirteen Million Eight Hundred Thirty-two Thousand Fifty-three Dollars (\$13,832,053.00) in anticipation of Taxes for the Fund for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Park General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Park General Fund from the June and December 1997 distributions of Taxes for the Park General Fund to the payment of the principal of the Park General Fund, the 1997 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1997 Budget Fund No. 170, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 7. The Warrants for each Fund or Account may be issued in one series, designated Series 1997 Warrants ("Series 1997 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1997 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1997 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in amount not to exceed the amount of the December 1997 distribution of Taxes for that Fund or Account. All Series A Warrants shall mature and be payable not later than June 30, 1997. All Series B Warrants and Series 1997 Warrants shall mature and be payable not later than December 31, 1997. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 7. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 7. (a) The Controller may sell the Warrants in one or more Series as set forth in Section 6 pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have the Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller

and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more Series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 8. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal \$ _____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES 1997____
(_____ [FUND] [ACCOUNT])

On the ____ day of _____, 1997, the City of Indianapolis ("City") in Marion County, Indiana promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer, ex officio Treasurer of the City, the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of ____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear as a rate of ____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1996, and payable in the [first installment] [second installment] for the year 1997 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of \$ _____ evidencing a temporary loan in anticipation of the Taxes for the _____.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the ____ day of _____, 1996, for the purpose of providing funds for the _____ of the City, in compliance with IC 36-3-4-22.

The consideration for this Warrant is a loan made to the City in anticipation of Taxes levied for the ____ of the City for the year of 1996, payable in the [first installment] [second installment] for the year 1997, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the warrant to be signed in its corporate name by the manual or facsimile signature of the Mayor, and countersigned by the Controller of

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the City of Indianapolis, the corporate seal of the City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this ____ day of _____, 1997.

CITY OF INDIANAPOLIS

By: _____
Mayor, City of Indianapolis

COUNTERSIGNED:

By: _____
Controller, City of Indianapolis

ATTEST:

By: _____
Clerk, City of Indianapolis

EXHIBIT A
(Advances)

SECTION 9. The Warrants shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City, countersigned by the Controller of the City, the corporate seal of the City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer, or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 10. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the City represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for

federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 11. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 731, 1996. The proposal authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Massie, for adoption. Proposal No. 731, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford

1 NAY: Talley

2 NOT VOTING: Curry, Williams

1 ABSENT: Gilmer

Proposal No. 731, 1996 was retitled FISCAL ORDINANCE NO. 119, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 119, 1996

A PROPOSAL FOR A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the County Family and Children's Fund ("Funds") during the period from January 1, 1997, through December 31, 1997, in anticipation of current taxes levied in the year 1996 and collectible in the year 1997 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund and the County Family and Children's Fund pending the receipt of Taxes actually levied in 1996 and in the process of collection in 1997, and the Mayor did make and enter of record a finding and the Auditor and the Mayor have requested the City-County Council of Indianapolis and of Marion County ("City-County Council") to authorize temporary borrowing to procure funds necessary for use by the Funds to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of the Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

- A. that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County General Fund will collectively amount to more than Seventy-seven Million Three Hundred Fifty-eight Thousand Eight Hundred Seventy-one Dollars (\$77,358,871.00) and the interest cost of making temporary loans for the County General Fund; and
- B. that there will be insufficient funds in the County Family and Children's Fund to meet the current expenses payable from such Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Family and Children's Fund will collectively amount to more than Twenty-four Million Three Hundred Twenty-one Thousand

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Six Hundred Sixty-Six Dollars (\$24,321,666.00) and the interest cost of making temporary loans for the County Family and Children's Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes for these Funds actually levied for the year 1996 and in the course of collection for the year 1997; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund of the County in the maximum principal amount of Seventy-seven Million Three Hundred Fifty-eight Thousand Eight Hundred Seventy-one Dollars (\$77,358,871.00) in anticipation of Taxes for the Fund for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 1997 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow on temporary loans for the use and benefit of the County Family and Children's Fund of the County in the maximum principal amount of Twenty-four Million Three Hundred Twenty-one Thousand Six Hundred Sixty-Six Dollars (\$24,321,666.00) in anticipation of Taxes for the Fund for the year 1997, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Family and Children's Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County Family and Children's Fund from the June and December 1997 distributions of Taxes for the County Family and Children's Fund, to the County Family and Children's Fund for the payment of the principal of the Warrants evidencing such temporary loans and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 4 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 1997 Warrants ("Series 1997 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1997 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1997 for that Fund. The Series B Warrants for each Fund may be issued in amount not to exceed the amount of the December 1997 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than on June 30, 1997. All Series B Warrants and Series 1997 Warrants shall mature and be payable not later than December 31, 1997. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 4. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 4. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 3 pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and The Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Commissioners, the Mayor and Auditor are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Auditor and the purchaser of the Warrants at public sale.

SECTION 5. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal \$ _____

MARION COUNTY
TAX ANTICIPATION TIME WARRANT, SERIES 1997 ____
(_____ FUND)

On the ____ day of _____, 1997, the Board of Commissioners of Marion County, Indiana ("County") promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of ____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at the rate of ____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 1996, and payable from the [first installment] [second installment] for the year 1997 ("Taxes"), which Taxes are now in course of collection for the County _____ Fund, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of _____ Dollars (\$ _____), evidencing a temporary loan in anticipation of the Taxes for the County _____ Fund.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the ____ day of _____, 1996, for the purpose of providing funds for the County _____ Fund, in compliance with IC 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for the County _____ Fund for the year of 1996, payable in the [first installment] [second installment] for the year 1997, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, The Board of Commissioners of Marion County, Indiana has caused the warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor and attested by the Auditor and the corporate seal of The Board of Commissioners to be hereunto affixed.

Dated this ____ day of _____, 1997.

November 25, 1996

THE BOARD OF COMMISSIONERS OF
MARION COUNTY, INDIANA

By: _____
Commissioner

By: _____
Commissioner

By: _____
Commissioner

COUNTERSIGNED:

By: _____
Mayor, City of Indianapolis

ATTEST:

By: _____
Auditor, Marion County

EXHIBIT A
(Advances)

SECTION 6. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the City. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 7. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No portion of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants, the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for

federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 734, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 734, 1996 on November 14, 1996. The proposal is an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President asked how many foresters are employed by the Parks Department. Councillor O'Dell responded that the Department employed three foresters, one superintendent and two staff. The President asked who should be contacted in the event of a fallen tree. Councillor O'Dell recommended calling the Mayor's Action Center first and then the Parks Department.

The President called for public testimony at 8:01 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 734, 1996 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Coonrod, Dowden

1 ABSENT: Gilmer

Proposal No. 734, 1996 was retitled FISCAL ORDINANCE NO. 120, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 120, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department Of Parks for dead tree removal.

SECTION 2. The sum of additional Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION

3. Other Services and Charges
TOTAL INCREASE

PARK GENERAL FUND

250,000
250,000

November 25, 1996

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	250,000
TOTAL REDUCTION	250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 659, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 659, 1996 on November 19, 1996. The proposal is an appropriation transferring \$2,636 in the County General Fund for the County Coroner to increase part-time deputy coroners due to an increased case load. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Golc asked if the increased case load was connected to the increase in the number of homicides. Councillor Schneider stated that the coroner had given this as the reason for the increased case load. Councillor Golc stated that the increase in the number of homicides is alarming, and that safety is an issue in the City.

Councillor Schneider added that another factor in the increased case load is due to a death of one of the Deputy Coroners.

Councillor Franklin asked how many part-time Deputy Coroners were being added with this appropriation. Councillor Schneider stated that the appropriation was only for the last month of the year, and was for two part-time positions. Councillor Franklin asked how many hours a week these coroners would work. Councillor Schneider stated that they are on 24-hour call and it would depend upon the number of calls, but that an average estimate would be about 25 hours a week.

Councillor McClamroch asked from where the funding for this appropriation comes. Councillor Schneider stated that the appropriation is a transfer within the Coroner's budget.

Councillor Schneider moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 659, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAYS: Gray
1 ABSENT: Gilmer

Proposal No. 659, 1996 was retitled FISCAL ORDINANCE NO. 121, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 121, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Two Thousand Six Hundred Thirty-

six Dollars (\$2,636) in the County General Fund for purposes of the County Coroner and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(g) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Coroner for increased part-time Deputy Coroners and increased case loads.

SECTION 2. The sum of Two Thousand Six Hundred Thirty-six Dollars (\$2,636) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY CORONER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>2,636</u>
TOTAL INCREASE	2,636

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY CORONER</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>2,636</u>
TOTAL DECREASE	2,636

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 700, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 700, 1996 on November 18, 1996. The proposal amends the Zoning Ordinance of Marion County concerning *nonconforming uses* (96-AO-4). Councillor Hinkle recognized Ed Mitro, Department of Metropolitan Development, for all of his hard work on this proposal. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Williams, for adoption.

Councillor Moriarty Adams asked if a purchase penalty was attached to certification. Mr. Mitro stated that there is no penalty, but the petitioner still may have to go through the variance process. Councillor Moriarty Adams asked if coming forward was based on good faith. Mr. Mitro stated that it is, and that those who do not come forward will receive citations. Councillor Moriarty Adams asked the price of the certification. Mr. Mitro stated that there is a \$50 fee for reviewing and providing the certification.

Councillor Schneider stated for the record that the cut-off date is listed as April 8, 1968, and that he had suggested the date be changed to July 1, which would be the mid-way point of the year. He added that due to the appropriate approval process, he will not make a motion to amend at this time.

November 25, 1996

Proposal No. 700, 1996 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

3 NAYS: Golc, Moriarty Adams, O'Dell

1 NOT VOTING: Schneider

1 ABSENT: Gilmer

Proposal No. 700, 1996 was retitled GENERAL ORDINANCE NO. 173, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 173, 1996

METROPOLITAN DEVELOPMENT COMMISSION

DOCKET NO. 96-AO-4

THE ZONING ORDINANCE

FOR MARION COUNTY, INDIANA

A GENERAL ORDINANCE to amend certain sections of: A. the Revised Code of the Consolidated City and County; and B. the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4 establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands with the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, prior to the adoption of Acts 1955, Chapter 283, the City of Indianapolis, the County of Marion, and many smaller towns and cities, operated under different sets of land use and zoning regulations; and,

WHEREAS, the Metropolitan Plan Commission and the Metropolitan Development Commission has over the past thirty-eight years adopted numerous amendments to Marion County Council Ordinance No. 8-1957 for the purpose of zoning and districting all lands within the County; and,

WHEREAS, through the process of significant modifications of the various zoning classifications and the creation and elimination of various zoning classifications since the adoption of Marion County Council Ordinance No. 8-1957, many properties existing prior to the amendments of the various zoning ordinances are now not conforming to the current ordinances governing land use; and,

WHEREAS, many properties become nonconforming in the years after World War II when structures were converted by adding living units in order to provide housing opportunities for returning veterans; and,

WHEREAS, in many cases, this conversion was accomplished without receiving proper zoning approvals, yet received tacit approval from the community; and,

WHEREAS, many nonconforming properties have changed ownership several times over the ensuing years, resulting in a situation where the owner who made the property nonconforming avoids responsibility, but the current owner bears the burden of bringing the property into compliance; and,

WHEREAS, due to significant changes in the manner of record keeping within the City of Indianapolis, official data concerning building permits and variance petitions prior to Unigov (1970) can be incomplete or unreliable; and,

WHEREAS, it is the desire of the Metropolitan Development Commission, and in the best interest of the general public, that the interpretation of laws and ordinances be as certain as possible; and,

WHEREAS, the Metropolitan Development Commission and the City-County Council desire to address the needs of the community by providing certainty as to the enforcement of alleged zoning use violations occurring prior to a specifically expressed date and ordinance, now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA: ' .

SECTION 1. The Dwelling Districts Zoning Ordinance of Marion County, Indiana, Revised Code of the Consolidated City and County, Chapter 731, Sec. 731-200 (adopted under Metropolitan Development Commission docket numbers 89-AO-2, 90-AO-3, 92-AO-1, 92-AO-3, 93-AO-4, 95-AO-1, and 95-AO-8), as amended, pursuant to IC 36-7-4 be amended by inserting the underlined text to read as follows:

Sec. 731-200

(9) Legal establishment of nonconforming uses that were not legally initiated prior to April 8, 1969.

a. A nonconforming use in a district of the Dwelling District Zoning Ordinance (as adopted by the Metropolitan Development Commission under docket number 66-AO-2) shall be deemed to be legally established (relative to both use and development standards) if the use:

1. existed prior to April 8, 1969; and
2. has continued to exist from April 8, 1969 to the present; and
3. has not been abandoned; and
4. of the entire building has not been vacant voluntarily for any period of three hundred and sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

b. Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring after April 8, 1969 have been done in conformity with these regulations and have been done for uses permitted by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

c. Sec. 731-200 (9) shall:

1. have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, or the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).
2. not relieve any property of the legal obligation to comply with conditions or commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.
3. not apply to a property if written records of the:
 - Health and Hospital Corporation of Marion County;
 - fire department having jurisdiction over the property;
 - local law enforcement agency or agencies having jurisdiction over the property;
or,
 - Indiana Department of Environmental Management or Department of Natural Resources

for the twenty-four (24) month period prior to October 1, 1996, reflect that there has been a significant violation of laws pertaining to public health or safety or ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance) for activities occurring on the property or the condition of the property.

d. Definition of significant violation. For purposes of this provision, a violation is defined to be significant as:

- Any outstanding violation or three or more separate citations from any of the health and safety agencies referred to in Sec. 731-200 (9) c (3) of this ordinance; or,
- Any citation or violation of Sections 302, 304, 310, 311, 313, and 701, as amended, of Chapter 10 the Code of the Health and Hospital Corporation of Marion County, Indiana (Housing and Environmental Standards Ordinance); or,
- One or more convictions of a tenant, owner, or lessee for criminal activities occurring on the property.

SECTION 2. The Commercial Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 12 (adopted under Metropolitan Development Commission docket numbers 69-AO-1, 75-AO-3, 76-AO-3, 79-AO-4, 80-AO-1, 92-AO-4, 94-AO-7, and 96-AO-1), as amended, pursuant to IC 36-7-4 be amended as follows:

A. That Section 2.00, A be amended by adding the following language:

8. Legal Establishment of Nonconforming Uses That Were Not Legally Initiated Prior to April 8, 1969.

a. A nonconforming use in a district of the Commercial Zoning Ordinance (as adopted by the Metropolitan Development Commission under docket number 69-AO-1) shall be deemed to be legally established (relative to both use and development standards) if the use:

- (1) existed prior to April 8, 1969; and,
- (2) has continued to exist from April 8, 1969 to the present; and,
- (3) has not been abandoned; and,
- (4) of the entire building has not been vacant voluntarily for any period of three hundred sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

b. Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring after April 8, 1969 must have been done in conformity with these regulations and have been done for uses permitted by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

c. Section 2.00, A, 8 shall:

- (1) have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, or the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).

(2) not relieve any property of the legal obligation to comply with conditions or commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.

(3) not apply to a property if written records of:

- Health and Hospital Corporation of Marion County;
- fire department having jurisdiction over the property;
- local law enforcement agency or agencies having jurisdiction over the property; or,
- Indiana Department of Environmental Management or Department of Natural Resources

for the twenty-four (24) month period prior to October 1, 1996, reflect that there has been a significant violation of laws pertaining to public health or safety or ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance) for activities occurring on the property or the condition of the property.

d. Definition of *significant violation*. For purposes of this provision, a violation is defined to be significant as:

- Any outstanding violation or three or more separate citations from any of the Health and Safety agencies referred to in Section 2.00, A, 8, c, (3) of this ordinance; or,
- Any citation or violation of Sections 302, 304, 310, 311, 313, and 701 of Chapter 10 the Code of the Health and Hospital Corporation of Marion County, Indiana (Housing and Environmental Standards Ordinance); or,
- One or more convictions of a tenant, owner or lessee for criminal activities occurring on the property.

SECTION 3. The Industrial Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 1 (adopted under Metropolitan Development Commission docket numbers 63-AO-4, 67-AO-7, 73-AO-2, 80-AO-3, and 96-AO-3), as amended, pursuant to IC 36-7-4 be amended as follows:

A. That Section 2.00, A, 3 be amended by adding the following language:

g. Legal Establishment of Nonconforming Uses That Were Not Legally Initiated Prior to April 8, 1969.

(1) A nonconforming use in a district of the Industrial Zoning Ordinance (as adopted by the Metropolitan Development Commission under docket number 63-AO-4) shall be deemed to be legally established (relative to both use and development standards) if the use:

- i. existed prior to April 8, 1969; and,
- ii. has continued to exist from April 8, 1969 to the present; and,
- iii. has not been abandoned; and,
- iv. of the entire building has not been vacant voluntarily for any period of three hundred sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

(2) Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring after April 8, 1969 must have been done in conformity with these regulations and have been done for uses permitted

by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

(3) Section 2.00, A, 3, g shall:

- i. have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, or the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).
- ii. not relieve any property of the legal obligation to comply with conditions or commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.
- iii. not apply to a property if written records of:
 - Health and Hospital Corporation of Marion County;
 - fire department having jurisdiction over the property;
 - local law enforcement agency or agencies having jurisdiction over the property; or,
 - Indiana Department of Environmental Management or Department of Natural Resources

for the twenty-four (24) month period prior to October 1, 1996, reflect that there has been a significant violation of laws pertaining to public health or safety, or ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance) for activities occurring on the property or the condition of the property.

(4) Definition of *significant violation*. For purposes of this provision, a violation is defined to be significant as:

- Any outstanding violation or three or more separate citations from any of the Health and Safety agencies referred to in Section 2.00, A, 3, g, c, (3) of this ordinance; or,
- Any citation or violation of Sections 302, 304, 310, 311, 313, and 701 of Chapter 10 the Code of the Health and Hospital Corporation of Marion County, Indiana (Housing and Environmental Standards Ordinance); or,
- One or more convictions of a tenant, owner, or lessee for criminal activities occurring on the property.

SECTION 4. The Central Business District Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 2 (adopted under Metropolitan Development Commission docket numbers 64-AO-1, 81-AO-4, 93-AO-1, 94-AO-1, and 95-AO-4 [Central Business Districts Zoning Ordinance]; and 68-AO-7, 81-AO-8, and 85-AO-1 [CBD-Special Development District]), as amended, pursuant to IC 36-7-4 be amended as follows:

A. That Section 2.00 be amended by adding the following language:

4. Legal Establishment of Nonconforming Uses That Were Not Legally Initiated Prior to April 8, 1969.

- a. A nonconforming use in a district of the Central Business District Zoning Ordinance (as adopted by the Metropolitan Development Commission under docket number 64-AO-1 [Central Business Districts Zoning Ordinance], and 68-AO-7 [CBD-Special Development District]) shall be deemed to be legally established (relative to both use and development standards) if the use:

- (1) existed prior to April 8, 1969; and,

- (2) has continued to exist from April 8, 1969 to the present;
- (3) has not been abandoned; and,
- (4) of the entire building has not been vacant voluntarily for any period of three hundred sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

- b. Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring after the specific dates noted in a. (1) above must have been done in conformity with these regulations and have been done for uses permitted by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

- c. Section 2.00, 4 shall:

- have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, of the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).
- not relieve any property of the obligation to comply with conditions or commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.

SECTION 5. The Special Districts Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 7 (adopted under Metropolitan Development Commission docket numbers:

Park Districts Zoning Ordinance: 69-AO-2,
Hospital Districts Zoning Ordinance: 68-AO-8, 73-AO-3,
University Quarter Zoning Ordinance: 66-AO-6, 73-AO-5,
Special Use Districts Zoning Ordinance: 66-AO-3, 67-AO-5, 68-AO-13, 78-AO-1, 94-AO-4, 94-AO-7,
95-AO-12,
Special Districts Zoning Ordinance: 94-AO-3, 95-AO-3, 95-AO-12, 96-AO-1),

as amended, pursuant to IC 36-7-4 be amended as follows:

A. That Section 2.00, A be amended by adding the following language:

3. Legal Establishment of Nonconforming Uses That Were Not Legally Initiated Prior to April 8, 1969.

- a. A nonconforming use in a Parks, Hospital, University Quarter and Special Use District (as adopted by the Metropolitan Development Commission under docket numbers: 69-AO-2 [Park Districts], 68-AO-8 [Hospital Districts], 66-AO-6 [University Quarter Districts], 66-AO-3 [Special Use Districts]) shall be deemed to be legally established (relative to both use and development standards) if the use:

- (1) shall have existed prior to April 8, 1969; and,
- (2) has continued to exist from April 8, 1969 to the present; and,
- (3) has not been abandoned; and,
- (4) of the entire building has not been vacant voluntarily for any period of three hundred sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

- b. Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring during the period after the specific dates noted in a. (1) above must have been done in conformity with these regulations and have been done for uses permitted by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

- c. Section 2.00, A, 3 shall:

- have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, or the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).
- not relieve any property of the legal obligation to comply with conditions or commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.

SECTION 6. Regional Center - North Meridian Corridor Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Indiana, Appendix D, Part 16 (adopted under Metropolitan Development Commission docket numbers 70-AO-3, 70-AO-5, 81-AO-7, 82-AO-2, 92-AO-2, 93-AO-2), as amended, pursuant to IC 36-7-4 be amended as follows:

- A. That Section 1.00, A be amended by adding the following language:

3. Legal Establishment of Nonconforming Uses That Were Not Legally Initiated Prior to April 8, 1969.

- a. A nonconforming use in a Regional Center District of the Regional Center - North Meridian Corridor Zoning Ordinance (as adopted by the Metropolitan Development Commission under docket number 70-AO-3) shall be deemed to be legally established (relative to both use and development standards) if the use:

- (1) existed prior to April 8, 1969; and,
- (2) has continued to exist from April 8, 1969 to the present; and,
- (3) has not been abandoned; and,
- (4) of the entire building has not been vacant voluntarily for any period of three hundred sixty-five (365) consecutive days.

A certificate stating the use and development of a property are legally established under this section shall be available from the Administrator on the presentation of sufficient evidence. The Rules of Procedure of the Metropolitan Development Commission shall outline the procedure to be followed in order to obtain an official certificate.

- b. Any construction, erection, conversion (including, but not limited to the addition of dwelling units), enlargement, extension, reconstruction or relocation occurring after April 8, 1969 must have been done in conformity with these regulations and have been done for uses permitted by this ordinance. Any such future activity shall not be permitted except in conformity with these regulations and for uses permitted by this ordinance.

- c. Section 1.00, A, 3 shall:

- have no effect upon the powers of the Consolidated City of Indianapolis, Marion County, or any unit or agency thereof, or the Health and Hospital Corporation of Marion County, Indiana, to enforce other public health and safety laws and ordinances affecting real

property, including those contained in IC 34-1-52-1 through 34-1-52-4 (Codification of Common Law Nuisance).

- not relieve any property of the obligation to comply with conditions and commitments which lawfully apply to the property made in connection with any variance, rezoning, platting, or other zoning decision.

SECTION 7. Severability. If any provision of this Ordinance shall be held invalid, its in-validity shall not affect any other provisions of the Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to severable.

PROPOSAL NO. 701, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 701, 1996 on November 18, 1996. The proposal is a transfer between characters of \$150,000 in the Redevelopment General Fund to allow correct accounting treatment for certain expenditures in the facade improvement program for the Department of Metropolitan Development, Division of Economic and Housing Development. Councillor Hinkle stated that these are grant dollars available to businesses which apply who wish to change the front appearance of their buildings. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 701, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Borst, Curry, Golc

1 ABSENT: Gilmer

Proposal No. 701, 1996 was retitled FISCAL ORDINANCE NO. 122, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 122, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional One Hundred Fifty Thousand Dollars (\$150,000) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development., Division of Economic and Housing Development and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development., Division of Economic and Housing Development, to allow correct accounting treatment for certain expenditures in the facade improvement program.

SECTION 2. The sum of One Hundred Fifty Thousand Dollars (\$150,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT
DIVISION OF ECONOMIC AND HOUSING DEVELOPMENT
3. Other Services and Charges
TOTAL INCREASE

REDEVELOPMENT
GENERAL FUND
150,000
150,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>REDEVELOPMENT</u>
<u>DIVISION OF ECONOMIC AND HOUSING DEVELOPMENT</u>	<u>GENERAL FUND</u>
4. Capital Outlay	150,000
TOTAL DECREASE	150,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 713, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 713, 1996 on November 14, 1996. The proposal approves certain public purpose grants for support of the arts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams explained the Snow Plow program. She stated that the Snow Plow gifted to the City several years ago was sold to the Indianapolis Museum of Art, and the monies from that sale were committed to a fund made available for grants for public art for neighborhood enhancement.

Councillor Schneider asked the amount of money involved in the Snow Plow program. Councillor Williams stated that the total was around \$123,000, and that the largest grant that could be given for a particular project is \$25,000, and that matching in-kind contributions had to be raised for these not-for-profit projects.

Councillor Schneider asked how much of this grant money is tax dollars. Councillor Shambaugh replied that none of it is. Councillor Williams added that the Snow Plow was a gift, and the fund consists solely of that gift. Councillor McClamroch stated that the money from the sale of the Snow Plow was earmarked to be spent solely on arts projects, and a committee had been set up to decide what projects would receive grants.

Councillor Bradford asked if the art projects are insured. Councillor Williams stated that the not-for-profit organizations involved in these projects are responsible for the maintenance and upkeep.

Councillor Shambaugh moved, seconded by Councillor Williams, for adoption. Proposal No. 713, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
3 NOT VOTING: Borst, Dowden, Golc
1 ABSENT: Gilmer

Proposal No. 713, 1996 was retitled GENERAL RESOLUTION NO. 15, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 1996

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grant totaling Four Thousand Five Hundred Dollars (\$4,500) approved by General Resolution No. 122, 1996 of the Board of Parks and Recreation for support of the arts is approved for the following organization:

<i>1996 Public Purpose Local Arts Grant</i>	<i>Amount</i>
Pogue's Run Neighborhood Association Grant	\$4,500

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec. 4.01.(c) of the Annual Budget for 1996 (Fiscal Ordinance No. 86. 1995).

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 38-3-4-14.

PROPOSAL NO. 732, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 732, 1996 on November 19, 1996. The proposal determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Massie, for adoption. Proposal No. 732, 1996 was adopted on the following roll call vote; viz:

27 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
0 NAYS:
1 NOT VOTING: *Golc*
1 ABSENT: *Gilmer*

Proposal No. 732, 1996 was retitled SPECIAL RESOLUTION NO. 72, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 1996

A PROPOSAL FOR A SPECIAL RESOLUTION determining that the lease of 11,555 square feet of office space at 148 East Market Street, Indianapolis, Indiana, is needed for the Department of Administration and other City departments and County officials and agencies.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Department of Administration and other City departments and County officials and agencies is necessary.

SECTION 2. The property located at 148 East Market Street, Indianapolis, Indiana, is owned by Pierpont Associates, L.L.C.. Gary Aletto, Carl Brehob, Albert M. Donato, Jr., R. Dale Lentz, and Robert S. Schaler each own a ten (10) percent or more equity interest in Pierpont Associates, L.L.C..

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

November 25, 1996

PROPOSAL NO. 733, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 733, 1996 on November 14, 1996. The proposal is an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Sue Patterson, Chief Financial Officer of the Parks Department, stated that this proposal is a reduction in the budget in order to keep the budget balanced.

Councillor Shambaugh made the following motion:

Mr. President:

I move that City-County Council Proposal No. 733, 1996, Section 2, be amended by revising the number in Character 01 from \$184,177 to \$0, and in Character 03 from \$48,156 to \$232,333.

Councillor Black asked if this proposal would necessitate the layoff of personnel. Ms. Patterson stated that no employees had been laid off, and that six more employees are currently at risk, but that the Parks Department is working within the City to place these employees in other positions. She added that seven of the ten in her division had already been placed in other positions, and the Department does not anticipate any personnel being laid off.

Councillor O'Dell seconded the motion to amend, and Proposal No. 733, 1996 was amended by a unanimous voice vote.

Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 733, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
0 NAYS:
1 ABSENT: Gilmer

Proposal No. 733, 1996, as amended, was retitled FISCAL ORDINANCE NO. 123, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 123, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) by reducing appropriation by Nine Hundred Thirty Three Thousand Four Hundred Twenty Four Dollars (\$933,424) for the Department of Parks and Recreation in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To reflect reduction in proposed expenditures since the adoption of the annual budget. Section 1.01 of the City-County Annual Budget for 1996 be, and is hereby, amended by the reductions hereinafter stated.

SECTION 2. The following appropriations are hereby reduced:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	0
2. Supplies	216,889
3. Other Services and Charges	232,333
4. Capital Outlay	238,842
5. Internal Charges	<u>245,360</u>
TOTAL REDUCTION	933,424

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 735, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 735, 1996 on November 14, 1996. The proposal is a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 735, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
1 NAYS: *Golc*
1 NOT VOTING: *Black*
1 ABSENT: *Gilmer*

Proposal No. 735, 1996 was retitled FISCAL ORDINANCE NO. 124, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 124, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ten Thousand Dollars (\$10,000) in the State Grant Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation for Perry Park tree removal.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>STATE GRANT FUND</u>
3. Other Services and Charges	<u>10,000</u>
TOTAL INCREASE	10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>STATE GRANT FUND</u>
4. Capital Outlay	<u>10,000</u>
TOTAL DECREASE	10,000

November 25, 1996

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 746, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 746, 1996 on November 21, 1996. The proposal approves fees for IMAGIS Land-Base Map in read-only non-transferable format. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President asked what the anticipated fees would be in 1997. Ted Rhinehart, Deputy Director, stated that a rough estimate would be \$20,000 to \$30,000 in the first year. He added that current total funding, which consists primarily of memberships, is \$400,000, and that map sales are a very small percentage of the total funding.

Councillor Coughenour moved, seconded by Councillor Cockrum, for adoption. Proposal No. 746, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Coonrod

1 ABSENT: Gilmer

Proposal No. 746, 1996, as amended, was retitled GENERAL ORDINANCE NO. 174, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 174, 1996

A GENERAL ORDINANCE amending the Revised Code, approving uniform fees established by the Indianapolis Mapping and Geographic Infrastructure System ("IMAGIS") Board on behalf of the Department of Public Works for copies of the City layers of the IMAGIS Land Base Map in read-only non-transferable format.

WHEREAS, the City of Indianapolis, by and through several of its departments, other governmental entities, the local university and four utilities serving the public in Indianapolis area have implemented a computerized Automated Mapping/Facilities Management program to provide a geographic based information system for planning, engineering, utility and related public service activities, which project is called Indianapolis Mapping and Geographic Infrastructure System ("IMAGIS"); and

WHEREAS, IMAGIS is controlled by a consortium of entities acting pursuant to the IMAGIS Service Agreement, dated as of January 1, 1996, entered into by and between the Trustees of Indiana University, the Department of Metropolitan Development, the Department of Capital Asset Management, Department of Public Works, the Department of Parks and Recreation, the Department of Public Safety, the Mayor's Action Center, the Department of Administration, the Office of the Controller, the Health and Hospital Corporation of Marion County, the County of Marion, Indiana, Indiana Bell Telephone Company doing business as Ameritech Indiana, Indianapolis Power & Light Company, Indianapolis Water Company, the Board of Directors for Utilities of the Department of Public Utilities of the City of Indianapolis as Successor Trustee of a Public Charitable Trust, doing business as Citizens Gas & Coke Utility, and American Cablevision, a division of Time Warner Cable (the foregoing parties to the IMAGIS Service Agreement shall be hereafter referred to as the "IMAGIS Participants"); and

WHEREAS, all activities related to the implementation of the IMAGIS Service Agreement are under the management and control of the IMAGIS Board established by the IMAGIS Service Agreement; and

WHEREAS, pursuant to Articles 2.7.3.1 and 2.7.3.2 of the IMAGIS Service Agreement, the IMAGIS Board is authorized to adopt policies with respect to the use and sale of the "IMAGIS" Land Base Map" and "Deliverables," as such terms are defined in the IMAGIS Service Agreement, by and to "Participants" in the IMAGIS Project, as well as members of the public; and

WHEREAS, the Department of Public Works of the City of Indianapolis ("DPW"), one of the Participants under the IMAGIS Service Agreement, is a "public agency" as defined in IC 9-14-3-2, and the owner of, and holder of the copyrights on, the IMAGIS Land Base Map; and

WHEREAS, the IMAGIS Board, pursuant to the IMAGIS Service Agreement and IC 5-14-3-8, adopted IMAGIS Board Resolution No. ___, 1996, a copy of which is attached hereto as Exhibit 1, establishing, on behalf of DPW, uniform fees for providing for the copying of all or a portion of the IMAGIS Land Base Map, in a read-only non-transferable format, which fees are based upon a reasonable percentage of IMAGIS' direct cost of maintaining, upgrading and enhancing the IMAGIS Land Base Map, in addition to the direct cost of IMAGIS of supplying all or a portion of the IMAGIS Land Base Map in this form; and

WHEREAS, IC 5-14-3-8(j) provides that the Fees set by the IMAGIS Board, on behalf of DPW, are subject to the approval of this Council; now therefore:

BE IT ORDAINED BY THE CITY COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 131-601 of the Revised Code of the Consolidated City and County, be and is hereby amended by adding the inserted language and deleting the stricken through language to read as follows:

CHAPTER 131

ARTICLE VI-MISCELLANEOUS FEES

Sec. 131-601. (a) The Electronic Map Inspection and Copying Fees, as established by IMAGIS Board Resolution No. 5-1993 ~~a copy of which is attached hereto as Exhibit 1~~ are hereby approved. The fees for the inspection or copying of all or any portion of the IMAGIS Land Base Map by non-IMAGIS "Participants," as that term is defined in the IMAGIS Services Agreement, shall consist of (a) an Electronic Map Maintenance Fee and (b) a Processing Fee as hereafter set forth except as provided in paragraph c.

(1a) *Electronic Map Maintenance Fee.* This portion of the Electronic Map Inspection or Copying Fees shall consist of a charge of \$0.04 per acre per layer of data inspected or copied. If the Electronic Map Maintenance Fee for any individual request would exceed the price of a single layer of data countywide (327,000 acres), the person or entity making such request may request to become an "Associate Participant" pursuant to Article 2.7.4.2 of the Service Agreement and any applicable Resolutions adopted by the IMAGIS Board and in effect at the time. Pursuant to IC 5-14-3-8(k), the Electronic Map Maintenance Fee shall be waived if inspection or copying of the IMAGIS Land Base Map is for Noncommercial Purposes.

(2b) *Processing Fee.* This portion of the Electronic Map Inspection or Copying Fees shall include all direct costs of IMAGIS incurred in supplying the IMAGIS Land Base Map in the form requested by the purchaser, including, but not limited to, a fee of \$50.00 per plot where the information is provided in a hard-copy format, and a fee of \$50.00 per hour or any portion thereof devoted to processing the particular request where the information is provided in digital format.

(b) Future changes in such Fees made by the IMAGIS Board in an amendment to IMAGIS Board Resolution No. 5-1993 shall be deemed approved by this Council so long as such Fees (a) are changed no more than one time annually, (b) are based on no greater than 100 percent of IMAGIS' estimated annual direct costs of maintaining, upgrading and enhancing the IMAGIS Land Base Map (in addition to the direct cost of supplying all or a portion of the IMAGIS Land Base Map in the form requested), (c) the Electronic Map Maintenance Fee does not increase by more than \$0.005 per acre per layer annually, and (d) the fee per plot when the information is provided in a hard-copy format and the fee per hour or any portion thereof devoted to processing the particular request when the information is provided in digital format do not increase by more than 10% annually.

November 25, 1996

(c)(1) The fee for the IMAGIS Land Base Map in read-only non-transferable format is as follows:

<u>1 township</u>	<u>\$ 75</u>
<u>4 townships</u>	<u>255</u>
<u>9 townships</u>	<u>505</u>

(c)(2) The fee for the IMAGIS Land Base Map in read-only non-transferable format is reduced as follows when the use will be only for Noncommercial Purposes such as public agency program support, non-profit activities, journalism, or academic research:

<u>1 township</u>	<u>\$ 33</u>
<u>4 townships</u>	<u>112</u>
<u>9 townships</u>	<u>221</u>

EXHIBIT 1

IMAGIS BOARD RESOLUTION NO. 5-1993

A RESOLUTION ADOPTING UNIFORM FEES
FOR PROVIDING FOR INSPECTION OR COPIES
OF THE IMAGIS LAND BASE MAP
TO NON-IMAGIS PARTICIPANTS

WHEREAS, pursuant to Articles 2.7.3.1 and 2.7.3.2 of the IMAGIS Services Agreement dated January 1, 1991, as amended ("IMAGIS Services Agreement"), the IMAGIS Board is authorized to adopt policies with respect to the use and sale of "the IMAGIS Land Base Map" and "Deliverables," as such terms are defined in the IMAGIS Services Agreement, by and to "Participants" in the IMAGIS Project, as well as members of the public; and

WHEREAS, the Department of Public Works of the City of Indiana ("DPW"), one of the Participants under the IMAGIS Service Agreement, is a "public agency" as defined in IC 5-14-3-2, and the owner of, and holder of the copyright on the IMAGIS Land Base Map; and

WHEREAS, IC 5-14-3-8(j) provides that a public agency, such as DPW, may charge a fee for providing for inspection or copies of an "Electronic Map," which term is defined as "copyrighted data provided by a public agency from an electronic geographic information system"; and

WHEREAS, the IMAGIS Land Base Map is an "Electronic Map" as defined in IC 5-14-3-8(j); and

WHEREAS, IC 5-14-3-8(j) also provides that the fee for providing for inspection or copies of all or a portion of the IMAGIS Land Base Map may be comprised of (1) a fee, uniform to all purchasers, based upon a reasonable percentage of the direct cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map ("Electronic Map Maintenance Fee"), and (2) the direct cost of supplying the IMAGIS Land Base map, or portion thereof, in the form requested by the purchaser ("Processing Fee") (which fees are referred to collectively herein as the "Electronic Map Inspection or Copying Fees"); and

WHEREAS, pursuant to IC 5-14-3-8(j), the Electronic Map Inspection or Copying Fees established by the IMAGIS Board, on behalf of DPW, are subject to the approval of the City County Council of the City of Indianapolis and Marion County ("City County Council"); and

WHEREAS, pursuant to IC 5-14-3-8(k), the Electronic Map Maintenance Fee shall be waived if inspection or copying of the IMAGIS Land Base Map will be for the following noncommercial purposes: public agency program support; nonprofit activities; journalism; or academic research ("Noncommercial Purposes"); and

WHEREAS, the IMAGIS Board, on behalf of DPW, desires to establish Electronic Map Inspection or Copying Fees, subject to the approval of the City County Council, to ensure that the public purposes of

IMAGIS will continue to be served, and that the private purposes or benefits of IMAGIS or the IMAGIS Land Base Map are not conferred to the detriment of IMAGIS' public purposes; and

WHEREAS, the IMAGIS Board believes that a uniform Electronic Map Maintenance Fee of \$0.04 for inspection and/or copying of each acre of each layer of the IMAGIS Land Base Map, which fee is equal to the estimated \$400,000 estimated annual cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map divided by the current 9,318,000 acre layers of the IMAGIS Land Base Map, is based upon a reasonable percentage of the cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map; and

WHEREAS, the IMAGIS Board believes that a Processing Fee consisting of a plotting charge of \$50.00 per plot, a processing charge of \$50.00 per hour or any portion thereof and all other direct costs incurred by IMAGIS for supplying the IMAGIS Land Base Map for inspection or copying in the form requested by the purchaser, will cover the direct cost of supplying the IMAGIS Land Base Map in the form requested by the purchaser; and

WHEREAS, the IMAGIS Board desires to repeal its prior resolutions or portions thereof that may be in conflict herewith:

NOW, THEREFORE, BE IT RESOLVED that:

1. ~~Electronic Map Inspection or Copying Fees.~~ Subject to the approval of the City County Council, the fees for the inspection or copying of all or any portion of the IMAGIS Land Base Map by non-IMAGIS "Participants," as that term is defined in the IMAGIS Services Agreement, shall consist of (a) an Electronic Map Maintenance Fee and (b) a Processing Fee as hereafter set forth.

(a) ~~Electronic Map Maintenance Fee.~~ This portion of the Electronic Map Inspection or Copying Fees shall consist of a \$0.04 per acre per layer of data inspected or copied. If the Electronic Map Maintenance Fee for any individual request would exceed the price of a single layer of data county-wide (327,000 acres), the person or entity making such request may request to become an "Associate Participant" pursuant to Article 2.7.4.2 of the Service Agreement and any applicable Resolutions adopted by the IMAGIS Board and in effect at the time. The Board finds and determines that such Electronic Map Maintenance Fee is based upon a reasonable percentage of IMAGIS' direct cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map. Pursuant to IC 5-14-3-8(k), the Electronic Map Maintenance Fee shall be waived if the inspection or copying of the IMAGIS Land Base Map is for Noncommercial Purposes.

(b) ~~Processing Fee.~~ This portion of the Electronic Map Inspection or Copying Fees shall include all direct costs of IMAGIS incurred in supplying the IMAGIS Land Base Map in the form requested by the purchaser, including, but not limited to, a fee of \$50.00 per plot where the information is provided in a hard-copy format, and a fee of \$50.00 per hour or any portion thereof devoted to processing a particular request where the information is provided in digital format.

2. ~~IMAGIS Electronic Map Generation Fund.~~ Following the approval of the forgoing Electronic Map Inspection or Copying Fees by the City County Council, such Fees shall be collected by the IMAGIS Director on behalf of DPW and deposited into the IMAGIS Electronic Map Generation Fund, to be established by the City County Council and administered by DPW pursuant to IC 5-14-3-8.5. The IMAGIS Electronic Map Generation Fund shall be a dedicated fund and the fees deposited therein shall be used only for (a) the maintenance, upgrading, and enhancement of the IMAGIS Land Base map and (b) the reimbursement of expenses incurred by IMAGIS in supplying all or a portion of the IMAGIS Land Base Map in the form requested by the purchaser.

3. ~~Repeal of Prior Resolutions.~~ IMAGIS Board Resolution No. 2-1991 adopted on August 13, 1991 and IMAGIS Board Resolution No. 2-1992 adopted on September 27, 1992 are repealed effective on the effective date of the Ordinance adopted by the City County Council of Indianapolis and Marion County approving the Electronic Map Inspection or Copying Fees set forth herein.

4. ~~Copyright License.~~ No person or entity shall be entitled to obtain a copy of the IMAGIS Land Base Map or any portion thereof for use for any purpose other than Noncommercial Purposes until such time as such person or entity has paid all applicable Electronic Map Inspection or Copying Fees and has entered into a copyright licensing agreement with DPW in the form attached hereto as Exhibit A. No person or entity shall be entitled to obtain a copy of the IMAGIS Land Base Map or any portion thereof for Noncommercial Purposes until such time as such person or entity has paid all applicable Processing Fees and has entered into a copyright licensing agreement with DPW in the form attached hereto as Exhibit A.

November 25, 1996

~~ADOPTED this 21st day of December, 1993.~~

~~IMAGIS BOARD~~

By _____
Chairman, IMAGIS Board

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT 1

IMAGIS BOARD RESOLUTION NO. ___, 1996

A RESOLUTION ADOPTING UNIFORM FEES FOR PROVIDING
THE IMAGIS LAND BASE MAP IN READ-ONLY
NON-TRANSFERABLE FORMAT TO NON-IMAGIS PARTICIPANTS

WHEREAS, pursuant to Articles 2.7.3.1 and 2.7.3.2 of the IMAGIS Service Agreement dated January 1, 1996 ("IMAGIS Service Agreement"), the IMAGIS Board is authorized to adopt policies with respect to the use and sale of the "IMAGIS Land Base Map" and "Deliverables," as such terms are defined in the IMAGIS Service Agreement, by and to "Participants" in the IMAGIS project, as well as members of the public; and

WHEREAS, the Department of Public Works ("DPW"), one of the Participants under the IMAGIS Service Agreement, is a "public agency" as defined in IC 5-14-3-2, and the owner and holder of the copyright on the IMAGIS Land Base Map; and

WHEREAS, IC 5-14-3-8(j) provides that a public agency, such as DPW, may charge a fee for providing inspection or copies of an "Electronic Map," which term is defined as "copyrighted data provided by a public agency from an electronic geographic information system"; and

WHEREAS, the IMAGIS Land Base Map is an "Electronic Map" as defined in IC 5-14-3-2; and

WHEREAS, IC 5-14-3-8(j) also provides that the fee for providing for inspection or copies of all or a portion of the IMAGIS Land Base Map may be comprised of (1) a fee, uniform to all purchasers, based upon a reasonable percentage of the direct cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map, and (2) the direct cost of supplying the IMAGIS Land Base Map, or a portion thereof, in the form requested by the purchaser; and

WHEREAS, pursuant to IC 5-14-3-8(j), such fees established by the IMAGIS Board, on behalf of DPW, are subject to approval of the City County Council; and

WHEREAS, in January 1994, the City County Council approved the establishment of Electronic Map Inspection and Copying Fees; and

WHEREAS, the IMAGIS Board believes additional fees should be established to provide for the sale of all or a part of the IMAGIS Land Base Map in a specific form, namely a read-only non-transferable format; and

WHEREAS, the IMAGIS Board has developed a pricing structure for the sale of all or part of the IMAGIS Land Base Map in read-only non-transferable format, which complies with the requirements for fees under IC 5-14-3-8(j);

NOW, THEREFORE, BE IT RESOLVED that:

1. Subject to the approval of the City County Council, the fee to be paid by non-IMAGIS participants for all or part of the IMAGIS Land Base Map in read-only non-transferable format is as follows:

Fee for Non-IMAGIS Participants for Sale of Less than 1800 Units

<u>Townships/Units</u>	<u>Fee</u>	<u>Cost of Reproduction</u>	<u>Cost of Data</u>
1-3 townships	\$ 75	\$ 45	\$ 30
4-8 townships	255	153	102
9 townships	505	302	203

Fee for Non-IMAGIS Participants for sale of More than 1800 Units

<u>Townships/Units</u>	<u>Fee</u>	<u>Cost of Reproduction</u>	<u>Cost of Data</u>
1-3 townships	\$ 75	\$ 33	\$ 42
4-8 townships	255	112	143
9 townships	505	221	284

2. The Board finds that the component of the fee attributable to the "Cost of Data" does not exceed a reasonable percentage of the direct cost of maintaining, upgrading, and enhancing the IMAGIS Land Base Map. The Board finds that the component of the fee attributable to the "Cost of Reproduction" does not exceed the direct cost of supplying the IMAGIS Land Base Map in a read-only non-transferable format.

3. Pursuant to IC 5-14-3-8(k), the Board finds that the component of the fee attributable to the "Cost of Data" shall be waived and the fee shall be reduced by that amount if the use of the IMAGIS Land Base Map will be for non-commercial purposes, such as public agency program support, non-profit activities, journalism, or academic research.

ADOPTED this 29th day of October, 1996.

IMAGIS BOARD

By _____
Chairman, IMAGIS Board

PROPOSAL NO. 747, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 747, 1996 on November 21, 1996. The proposal approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 747, 1996, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*
1 NAY: *Black*
0 NOT VOTING:
1 ABSENT: *Gilmer*

Proposal No. 747, 1996, as amended, was retitled GENERAL RESOLUTION NO. 16, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 1996

A GENERAL RESOLUTION approving and authorizing execution of an agreement between the City of Indianapolis and Boone County Utilities, LLC for treatment and disposal of wastewater.

WHEREAS, the Board of Asset Management and Public Works by Resolution No. 023,1996 approved an agreement with Boone County Utilities, LLC providing for the City of Indianapolis to transport, treat and dispose of wastewater collected within the service are of Boone County Utilities and authorized the

November 25, 1996

Director of the Department of Public Works to sign said agreement on behalf of the City of Indianapolis;
and

WHEREAS, said agreement is in the best interests of the City; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY INDIANA:

SECTION 1. The Wastewater Treatment and Disposal Services Agreement between the City of Indianapolis and Boone County Utilities, LLC, as approved by the Board of Asset Management and Public Works by Resolution No. 023,1996 on November 8, 1996, is hereby approved and ratified, and the Clerk is directed to attach a copy of such Board Resolution and Agreement to the official copy of this Resolution, and insert a copy in the permanent minutes of the Council.

SECTION 2. The Director of the Department of Public Works is hereby authorized to execute said Agreement on behalf of the City of Indianapolis.

SECTION 3. The Director of the Department of Public Works is hereby directed to deposit any revenue generated from said Agreement into the Sanitation General Fund to be used to maintain and improve the construction, expansion, upgrade and rehabilitation of the City's wastewater transportation and treatment system within Marion County.

PROPOSAL NO. 729, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 729, 1996 on November 21, 1996. The proposal supports an application to the Indiana Enterprise Zone Board for the expansion of the Indianapolis Enterprise Zone. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coonrod stated that he plans to vote against the proposal because it results in a property tax abatement. He added that he had asked Pam King, Director of the Indianapolis Enterprise Zone, at the committee hearing for some numbers and rationale for this abatement and had not received any information to date.

Councillor Jones stated that he had some questions about residents who may be displaced due to inclusion of new businesses within the Zone.

Councillor Borst stated that there are problems with obtaining accurate numbers and that Ms. King had promised to research these numbers. Councillor Williams stated that she did not recall from the committee hearing Councillor Coonrod stipulate a deadline for Ms. King's reply. She added that the area for the Zone was selected because it is a geographical area in which it is very difficult to keep businesses active and expanding. The Zone provides tax incentives for the businesses to remain active and locate within the Zone.

Councillor McClamroch stated that there are several confusing aspects of the way the Enterprise Zone is set up from a statutory standpoint. He added that he supports the Zone and feels the borders should be expanded because it is good for the area.

Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 729, 1996 was adopted on the following roll call vote; viz:

23 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coughenour, Curry, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

3 NAYS: Bradford, Coonrod, Schneider

2 NOT VOTING: Dowden, Franklin

1 ABSENT: Gilmer

Proposal No. 729, 1996 was retitled COUNCIL RESOLUTION NO. 56, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 56, 1996

A COUNCIL RESOLUTION supporting an application to the Indiana Enterprise Zone Board for the expansion of the Indianapolis Enterprise Zone.

WHEREAS, IC 4-4-6.1-4 authorizes the creation and modification of enterprise zones to promote employment opportunities, reduce poverty and promote economic development in identified geographic areas; and

WHEREAS, the Indiana Enterprise Zone Board has recognized a portion of the near northeast side of Indianapolis as an enterprise zone and the Urban Enterprise Association of Indianapolis as the entity that governs the Zone; and

WHEREAS, the Urban Enterprise Association of Indianapolis has been asked to expand the Indianapolis Zone boundaries to include 11 businesses for the purpose of initiating a comprehensive revitalization project on property adjacent to the current Zone; and

WHEREAS, if included in the Indianapolis Enterprise Zone, the 11 businesses expect to invest \$18.5 million in the Zone while creating over 138 new jobs; and

WHEREAS, there is not adequate space within the current boundaries of the Indianapolis Enterprise Zone to accommodate this investment, and the area proposed for expansion is adjacent to the Zone; and

WHEREAS, the area proposed for expansion meets the state's threshold eligibility criteria for enterprise zones in that 49% of the area's households have incomes below the federal poverty level, the unemployment rate is 18.7%, the combined number of residents--6,504--does not exceed the state's maximum limit of 8,000, and the total combined area--1.95 square miles--does not exceed the state's maximum limit of three square miles; and

WHEREAS, the Board of Directors of the Urban Enterprise Association of Indianapolis has unanimously approved a resolution to expand the Indianapolis Enterprise Zone; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby gives its support and endorsement of the efforts by the Urban Enterprise Association of Indianapolis to make application to the Indiana Enterprise Zone Board for modification of the boundaries of the Indianapolis Enterprise Zone.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that since the Enterprise Zone is in Councillor Jones' district, Councillor Jones could possibly investigate ways to make it more effective.

PROPOSAL NO. 750, 1996. Councillor Borst reported that the Economic Development Committee heard Proposal No. 750, 1996 on November 21, 199. The proposal establishes procedures with respect to urban economic areas. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved,

seconded by Councillor Williams, for adoption. Proposal No. 750, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Gilmer

Proposal No. 750, 1996 was retitled GENERAL ORDINANCE NO. 175, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 175, 1996

A GENERAL ORDINANCE determining the amount of assistance to be paid to the Urban Enterprise Association of Indianapolis, Inc. by zone businesses receiving a credit under IC 4-4-61 and establishing procedures for disqualification of zone businesses.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County be, and is hereby, amended by adding a new Article in Chapter 285 to read as follows:

ARTICLE V. URBAN ENTERPRISE ASSOCIATION

Sec. 285-501. Establishment and Purpose. (a) An enterprise zone (Zone) has been designated within the corporate boundaries of the City of Indianapolis, Indiana, by the Indiana Enterprise Zone Board (Board), pursuant to IC 4-4-6.1-399.

(b) House Enrolled Act No. 1084 enacted by the General Assembly of the State of Indiana, and effective as law July 1, 1996, requires the participation of a municipal legislative body such as the City-County Council in certain activities of the Urban Enterprise Association of Indianapolis, Inc. (IUEA) including the determination of the amount of assistance to be paid by any Zone business receiving a credit under IC 4-4-6.1 and the process of disqualifying a Zone business from eligibility for all credits and incentives available to Zone businesses.

(c) Pursuant to IC 4-4-6.1-4, a member of the City-County Council shall serve as a member of the IUEA Board of Directors. The City-County Council recognizes the expertise of the IUEA in administering programs within the Zone and recognizes and respects its experience in working with and securing the compliance of businesses within the Zone in connection with such programs.

Sec. 285-502. (a) It is hereby determined that each Zone business shall be required to pay to the IUEA as assistance to the IUEA under IC 4-4-6.1-2, an annual amount equal to twenty (20%) of any credit received by such business under IC 4-4-6.1 for the preceding year. To the IUEA this amount is payable by May 31 of each year unless other payment arrangements have been made with the IUEA in writing prior to May 31.

(b) It is the present intent of the City-County Council that the level of assistance hereby established shall be in effect until December 31, 1999.

Sec. 285-511. The City-County Council shall, upon recommendation of the IUEA, disqualify a Zone business from Zone benefits and incentives if that business has not assisted the IUEA as provided herein.

Sec. 285-512. Any recommendation made by the IUEA to the City-County Council for the disqualification of a Zone business from Zone benefits and incentives (Disqualification) shall be accompanied by a report detailing efforts made by the IUEA to resolve the issue of the nonpayment of assistance to the IUEA. Prior to making its recommendation to the City-County Council, the IUEA Committee must:

- (1) Contact the Zone business by an initial letter, certified mail, return receipt requested, which shall:
 - a. outline Zone responsibilities with respect to the payment of assistance to the IUEA as provided herein;
 - b. request a verified written summary of the Zone tax benefits and incentives that Zone business has received, and in explanation of the use of those benefits and incentives by the Zone business no later than fifteen (15) days from receipt of the initial letter; and
 - c. request a meeting between the Zone business and the IUEA at which Zone benefits, incentives, and responsibilities will be discussed by the IUEA and the Zone business.
- (2) Offer to allow business to pay required assistance in installments;
- (3) Undertake such additional efforts the IUEA determines useful in resolving the issue of nonpayment of assistance.

Sec. 285-513. Upon its receipt of the IUEA's recommendations for Disqualification, the City-County Council shall refer the same to the City-County Council's attorney for preparation of an ordinance disqualifying a Zone business from eligibility for all credits and incentives available to Zone businesses (Disqualification Ordinance), a notice as provided in Sec. 285-514 and certified mail envelope for mailing the same. The Disqualification Ordinance shall set forth the facts on which the Disqualification is based.

Sec. 285-514. Upon introduction of the Disqualification Ordinance, the City Clerk shall send a copy of the same, by certified mail, return receipt requested, the business at the address provided in the tax records of Marion County and to the businesses Zone address, if that differs. The Clerk shall also enclose with the Disqualification Ordinance sent to the affected Zone business the following notice:

Be advised that the enclosed ordinance has been introduced by the City-County Council of the City of Indianapolis to disqualify (name of business) from all credits and incentives available to Zone businesses. Public hearing will be held on this ordinance on (date) at (time) at (location). You are invited to appear at this public hearing and present testimony and evidence to the Indianapolis City-County Council as to why it should not pass this ordinance.

Sec. 286-515. Within five (5) days of the passage of such a Disqualifying Ordinance by the City-County Council and its approval by the Mayor of the City of Indianapolis, the City Clerk shall provide a certified copy of the Disqualification Ordinance to the IUEA Director who shall cause the same to be sent to the Indiana Enterprise Zone Board, the Indiana Board of Tax Commissioners, the Marion County Auditor and the Indiana Department of Revenue within thirty (30) days of the passage of the Disqualification Ordinance.

Sec. 285-516. Disqualification of a Zone business shall be effective beginning with the taxable year in which the Disqualification Ordinance is passed.

Sec. 285-517. A Zone business disqualified pursuant to a Disqualification Ordinance shall be disqualified from Zone benefits and incentives for one (1) year following the date of Disqualification. A Zone business disqualified pursuant to the Disqualification Ordinance may, no sooner than one (1) year following the date of Disqualification, petition the City-County Council for reinstatement of benefits. A copy of the petition shall be forwarded to the IUEA by the City-County Council, for review and recommendation to the City-County Council. In the event that the City-County Council approves the petition, benefits may be reinstated retroactively to the date of the petition. In the event the City-County Council does not approve the petition, the Zone business may submit another petition for reinstatement of benefits no sooner than one (1) year following the date of the denied petition. If the year following the date of Disqualification would be after the Zone expires under law, the Zone business will be disqualified for the previous year and be subject to repayment of any Zone benefits and incentives received in that year.

Sec. 285-518. The business that is the subject of a Disqualification Ordinance, and its authorized representatives, may review and examine the records of the IUEA and City-County Council concerning

the recommendation of Disqualification prior to the public hearing on the Disqualification Ordinance. Pursuant to IC 4-4-6.1-5(b), the Zone business' tax records are confidential and not subject to public disclosure under IC 5-14-3 and the same shall retain their confidential nature notwithstanding the procedures described herein.

SECTION 2. If any one or more of the provisions contained in this ordinance shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision hereof, and this ordinance shall be construed as if such invalid, illegal or unenforceable provision was not contained therein.

SECTION 3. This ordinance shall be in full force and effect from and after its passage by the City-County Council and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Cockrum stated that an IMAGIS briefing would be held on December 2, 1996, and a make-up briefing on December 9, 1996. Councillor Black stated that the National League of Cities would be taking place on December 9 and would probably conflict with the make-up briefing.

Councillor Golc thanked Councillor Bradford for the turkeys he provided for the caucus meetings and offered a mock "oaken bucket" to Purdue fans, Councillors Talley, Curry, Bradford, Cockrum, and Borst.

Councillor Franklin thanked Z. Mae Jimison for the cookies she provided to Council members.

Councillor O'Dell thanked General Counsel Robert Elrod for his help in resolving the issues concerning rezoning Proposal No. 758, 1996 during the preliminary hearing.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor O'Dell in memory of Wesley Sinn, Jr.;
- (2) Councillor Smith in memory of John H. Kragie;
- (3) Councillor Cockrum in memory of Carrol D. Starkey, Jr.;
- (4) The Democratic Caucus in memory of John Hesseldenz; and
- (5) Councillor Short in memory of Phil Sanders.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Wesley Sinn, Jr.; John H. Kragie; Carrol D. Starkey; John Hesseldenz; and Phil Sanders. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:00 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of November, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Burt Serwaas

President

ATTEST:

Suellen Hart

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, DECEMBER 16, 1996**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 on Monday, December 16, 1996, with Councillor SerVaas presiding.

Councillor Coughenour introduced Rod E. Smith, Pastor of Missions of Tabernacle Presbyterian Church, who led the opening prayer. Councillor Coughenour invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc recognized Michael Volmer, a long-standing member of the White River State Park Development Commission, and his wife.

OFFICIAL COMMUNICATIONS

1) Proposal No. 814, 1996. The proposal, sponsored by Councillor McClamroch, recognizes the administration of the 1996 General Election by the Marion County Election Board and Marion County Board of Voter Registration. Councillor McClamroch read the proposal and

gave Council pins to personnel present. Sarah Taylor, County Clerk, thanked the Council for this recognition. Councillor McClamroch moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 814, 1996 was adopted by a unanimous voice vote.

Proposal No. 814, 1996 was retitled SPECIAL RESOLUTION NO. 79, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 79, 1996

A SPECIAL RESOLUTION recognizing the administration of the 1996 General Election by the Marion County Election Board and Marion County Board of Voter Registration.

WHEREAS, the Marion County Election Board and Marion County Board of Voter Registration are responsible for the administration of state election laws and the conduct of elections in Marion County; and

WHEREAS, to fulfill their duties, the Boards rely upon the dedication and willing assistance of thousands of local citizens who work hard prior to, during, and after Election Day; and

WHEREAS, the 1996 General Election was conducted through the help of 5,290 precinct election board members and officials, 299 workers associated with the County Election Board's warehouse, absentee voting teams and canvass board, and the 432 community-minded organizations such as churches, schools and fire stations that provided polling sites throughout the County; and

WHEREAS, the actual administration of elections--preparing ballots, packing supply kits, processing absentee voting applications, securing voting sites, training workers, printing poll lists, moving voting machines, collecting returns, certifying the vote totals, etc.--is a process that is quietly and efficiently completed without much acknowledgment nor notice; and

WHEREAS, the efforts of the Marion County Election Board, Board of Voter Registration, and the many thousands of residents working together in a bi-partisan manner secure and perpetuate our most basic of all freedoms: A fair, equal and peaceful election; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the important work of the Election Board, Board of Voter Registration and the thousands of citizens who share the duties and responsibilities of conducting the elections by acting as precinct workers as well as Election Day Deputy Commissioners, Absentee and Confined Voting Boards, and Canvass Board workers.

SECTION 2. Our democracy relies upon the support of these workers and the contribution of the many public and private organizations which allow use of polling site facilities in the neighborhoods.

SECTION 3. The Council extends its gratitude and appreciation of the initiative, volunteer spirit, energy and talent that is coordinated by the Election Board and Board of Voter Registration which serves our community through 907 precincts and over a half-million registered voters.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

2) Report from Capital Improvements Board

President SerVaas introduced Herb Simon, co-owner of the Pacers, and detailed the history of the Simons' purchase of the professional sports team in order to keep them in Indianapolis. He added that Simon-Debartolo Group, of which Mr. Simon is also co-owner, is the largest

company of mall developers in the nation, and possibly the world, and that it is good for the City that the Simons choose to base their headquarters in Indianapolis.

Mr. Simon thanked the Council for the opportunity to speak and stated that the last time he was before the Council was to present ideas for the development of Circle Centre. He added that the mall is a great success and expressed his hope for another possible successful joint venture.

Councillor Borst stated that tonight is the beginning exploration of the depth and source of issues concerning professional sports team, and encouraged the public and Council to get involved in these discussions in the coming months. He introduced Pat Early, President of the Capital Improvements Board.

Mr. Early stated that the Capital Improvements Board is recommending that the City build a new arena, and that the recommended site is on Georgia Street between Pennsylvania and Delaware Streets. He detailed the research done by the Sports and Arts Task Force and explained the salary caps driven by the National Basketball Association (NBA) and the need to generate more revenue to cover salary costs in Indianapolis. He added that the cost would be approximately the same to either renovate Market Square Arena (MSA) or build a new, more flexible venue. The Pacers organization has made a 20-year commitment to remain in Indianapolis if a new arena is built. Mr. Early added that the Pacers provide significant direct economic benefit to the community, reaching almost \$100 million a year. He stated that the Pacers cannot continue to survive in this market without significant ways to enhance their revenue. He introduced Randy Foxworthy of the Pacers organization.

Mr. Foxworthy presented a slide presentation to detail the reasons a new arena is needed. He stated that Indianapolis' marketplace is considered too small to support an NBA basketball team. Indiana is ranked 23 out of 27 in market size of cities which have NBA teams. Seventeen of those 27 cities have recently renovated, built or are planning to build new arenas. Although the Pacers rank fifth in terms of television ratings, their local television contract revenue ranks 19 out of 24. He stated that raising ticket prices would eliminate a large segment of the Pacers fans who do not have unlimited entertainment dollars to spend. Clubs, suites and more "lower bowl" premium seating could help keep costs low on the general seating ticket prices. Pacers games have experienced 99.4% occupancy in the past two years. Although MSA experienced near full capacity, the Pacers rank 21 in the league in terms of ticket revenues. Mr. Foxworthy stated that since the Simons took ownership of the Pacers, the team has experienced operating losses ranging from \$2 to \$3 million a year. He added that the Simons had invested \$9 million to help cover these losses. Through an arrangement with the Capital Improvements Board, the Pacers borrowed approximately \$20 million during that period to cover utilities and maintenance at the arena. Mr. Foxworthy stated that the Pacers organization had also received \$14.5 million in expansion revenues, where teams pay tremendous amounts of money to come into the NBA, and each team shares in those revenues. He explained that even with these monies, the organization will experience a loss of over \$17 million this year and \$10 to \$11 million each of the next two years, due mostly to increases in player salaries. There are no more expansion revenues to cover these losses, and that losses would become too great for the Simons to bear if no new revenue source is produced. He detailed new revenue that could be generated due to suite and club ticket sales and increased advertising, signage, and naming rights in the event that the City would agree to build a new facility.

Jim Snyder, Special Counsel to the Mayor, detailed some of the financial issues and major public policy issues that will be faced with this project. He stated that the major question to be asked was whether or not Indianapolis wanted to keep the Pacers. The next question to be asked is whether or not the advantages of having professional sports teams are worth the expense of having a public-private partnership with those teams. He stated that the total project cost would be approximately \$175 million, of which the arena itself would be \$124 million, \$28 million for infrastructure including the re-use of near Eastside downtown, and soft costs of \$23 million. The Pacers cannot support this facility by themselves, but that they are committed to significant participation in building a new arena, as well as committing to 20 years of carrying the operating risk of the new facility. He stated that both State and local support, as well as some private-sector participation, is needed to go forward with this project. A new arena is needed for the Pacers to stay profitable and competitive in Indianapolis. Mr. Snyder stated that revenues that are specific to the arena and impacted by the arena will be looked at first as a source of funding to move forward. The City will then look at the narrowest tax or user base possible to find more support for the new arena. He added that the City will keep in mind that there is a significant commitment to schools, police and fire service, and other basic governmental services so as not to affect these aspects of City funding. He stated that the initial question is whether or not the City wants to keep the Pacers. Following the answer to this question, then a public debate would be warranted to investigate means to finance the facility.

Bill Brown, Ratio Architects representative, discussed the site selection criteria and detailed plans for the new site and re-use of the old arena site. He detailed the various sites explored and stated that Site No. 2, bordered by Pennsylvania, Georgia, Chesapeake, and Delaware Streets, had been chosen as the preferred site for the new "Indiana Fieldhouse," which is the suggested name for the new arena. He detailed three alternatives for re-development of Market Square Arena in the event of a new arena, and stated that neighborhood groups would be involved in this re-development project.

Mr. Early stated that the target date for a new arena would be the 1999-2000 basketball season. He added that the Pacers are a public asset, and that a new arena to keep them here is a step towards preserving and increasing morale and economic development for the City. He cited situations at St. Louis, Cleveland, and Baltimore where professional sports teams were deemed valuable to the community. He added that the Simons, as good corporate citizens, are willing to make a 20-year commitment, as well as substantial financial investment, to keep the Pacers in Indianapolis, but that they could not continue to bear the operating losses they now face.

The President stated that this Council meeting was not a forum for a public hearing on the matter of a new arena, but that public input would be allowed during the coming Municipal Corporations Committee meetings to determine the direction of this matter.

Councillor Boyd stated that several levels of education are needed on the part of Councillors in order to answer constituents and to make decisions regarding this project. He thanked Task Force members for their research to date.

Councillor Short stated that he is a member of the Pacers sub-committee of the Sports and Arts Task Force, and he voiced his support of this project as an effort to raise the quality of life in Indianapolis.

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Councillor McClamroch thanked the Task Force, the Pacers administration, and the Market Square Arena staff for their research and presentation.

Councillor O'Dell, Chairman of the Municipal Corporations Committee, stated that the next three scheduled meetings are slated for January 23, February 20, and March 13, 1997, where further issues will be addressed and public input will be accepted once a formal proposal has been introduced.

The President recognized the members of the Metropolitan Development Commission in attendance.

3) Other Communications

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 16, 1996, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

December 2, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, December 4, 1996, and in the *Indianapolis Star* or the *Indianapolis News* on Thursday, December 5, 1996, a copy of a Notice of Public Hearing on Proposal Nos. 704, 765, 768, and 769, 1996, said hearing to be held on Monday, December 16, 1996, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

December 2, 1996

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 117, 1996 - an appropriation of \$2,330 for the Franklin Township Assessor to pay salary increases and fringes for five full-time employees financed from the County General Fund balances

FISCAL ORDINANCE NO. 118, 1996 - authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997

FISCAL ORDINANCE NO. 119, 1996 - authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997

FISCAL ORDINANCE NO. 120, 1996 - an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund

FISCAL ORDINANCE NO. 122, 1996 - a transfer between characters of \$150,000 in the Redevelopment General Fund to allow correct accounting treatment for certain expenditures in the facade improvement program for the Department of Metropolitan Development, Division of Economic and Housing Development

FISCAL ORDINANCE NO. 123, 1996 - an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget

FISCAL ORDINANCE NO. 124, 1996 - a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal

GENERAL ORDINANCE NO. 174, 1996 - approves fees for IMAGIS Land-Base Map in read-only non-transferable format

GENERAL ORDINANCE NO. 175, 1996 - establishes procedures with respect to urban economic areas

GENERAL RESOLUTION NO. 15, 1996 - approves certain public purpose grants for support of the arts

GENERAL RESOLUTION NO. 16, 1996 - approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal

SPECIAL RESOLUTION NO. 71, 1996 - recognizes the state champion North Central High School boys soccer team

SPECIAL RESOLUTION NO. 72, 1996 - determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of November 25, 1996. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 808, 1996. The proposal, sponsored by Councillor Coughenour, recognizes new citizen Rod E. Smith, Pastor of Missions, Tabernacle Presbyterian Church. Councillor Coughenour read the proposal and presented a Council pin to Pastor Smith and to his brother and niece visiting from Australia. Pastor Smith thanked the Council for the recognition. Councillor Coughenour moved, seconded by Councillor O'Dell, for adoption. Proposal No. 808, 1996 was adopted by a unanimous voice vote.

Proposal No. 808, 1996 was retitled SPECIAL RESOLUTION NO. 73, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 1996

A SPECIAL RESOLUTION recognizing new citizen Rod E. Smith, Pastor of Missions, Tabernacle Presbyterian Church.

WHEREAS, Pastor Rod E. Smith became a citizen of the United States on April 23, 1996, and has lived in Indianapolis for the past seven years; and

WHEREAS, Pastor Smith has a global view of God's mission surely in part because he is from South Africa, has taught in New Zealand, Australia, Canada and England, and is Pastor of Missions at Tabernacle Presbyterian Church in Indianapolis, U.S.A.; and

WHEREAS, the dynamic minister is a graduate of the University of Natal in Durban, South Africa, and earned his Master's Degree at Butler University in Indianapolis; and

WHEREAS, Pastor Smith is passionate and effective in helping those who are hurting to find freedom and health, helping people identify subtle interpersonal changes that can bring relief to those trapped in painful relationships, strengthening communication within families and helping teenagers cope and thrive during those exceedingly confusing and difficult years; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Pastor Rod E. Smith for obtaining his citizenship this year, and welcomes him to Indianapolis.

SECTION 2. The Council recognizes Pastor Smith of Tabernacle Presbyterian Church for his loving, caring and uplifting work in this city and around the world.

SECTION 3. Indianapolis is made better because of the presence of Pastor Smith.

SECTION 4. May his thoughts and words find their mark, his counsel provide comfort and assistance to individuals and families, his teachings about the Lord influence souls and his presence continue to be a unifying and inspiring influence in this community for many years to come.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 809, 1996. The proposal, sponsored by Councillors Golc, Short, and Boyd, congratulates the state champion Cathedral High School football team. The President stated that due to the weather, school was dismissed early, and the team was unable to attend. Councillor Golc moved, seconded by Councillor Short, to postpone Proposal No. 809, 1996 until January 6, 1997. Proposal No. 809, 1996 was postponed by a unanimous voice vote.

PROPOSAL NO. 810, 1996. The proposal, sponsored by Councillors Hinkle and Gilmer, dedicates the Raymond Street Bridge over White River to John P. Willen. Councillor Hinkle read the proposal and presented John's brother Bill Willen with a Council pin. Mr. Willen thanked the Council on behalf of the family for this dedication. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 810, 1996 was adopted by a unanimous voice vote.

Proposal No. 810, 1996 was retitled SPECIAL RESOLUTION NO. 75, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 75, 1996

A SPECIAL RESOLUTION dedicating the Raymond Street Bridge over White River to John P. Willen.

WHEREAS, Mr. John P. Willen was the Chief Engineer for the Indianapolis Department of Transportation from December, 1979, until the time of his death in 1993; and

WHEREAS, Mr. Willen was a 1971 graduate of Rose-Hulman Institute of Technology, and received his Master's Degree in Business Administration from Butler University in May, 1980; and

WHEREAS, he received his Professional Engineer's license in 1975, was a member of the American Society of Civil Engineers, and the Institute of Transportation Engineers; and

WHEREAS, Mr. Willen received the Service Award from the Metropolitan Indianapolis Branch of the American Society of Civil Engineers in September, 1984; and

WHEREAS, Mr. Willen directed the design and construction of a great number of street and bridge projects; and

WHEREAS, Mr. Willen's leadership and professionalism influenced and guided the Department not only during his tenure of Chief Engineer but even after his death; and

WHEREAS, the Raymond Street Improvement Project which includes the Raymond Street Bridge over White River, was designed and construction begun while Mr. Willen was Chief Engineer and was completed by his colleagues; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. the Indianapolis City-County Council, representing the people of this city, does hereby honor the achievements of Mr. John P. Willen, who was the Chief Engineer for the Indianapolis Department of Transportation, by requesting that the Raymond Street Bridge over White River be named in the memory of Mr. Willen as a memorial to his many years of outstanding service to the people of Indianapolis.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 811, 1996. The proposal, sponsored by Councillor Short, recognizes Southeast Neighborhood Development, Inc. Councillor Short read the proposal and presented Council pins to representatives. Bill Taft, President, thanked the Council for this recognition. Councillor Short moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 811, 1996 was adopted by a unanimous voice vote.

Proposal No. 811, 1996 was retitled SPECIAL RESOLUTION NO. 76, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 76, 1996

A SPECIAL RESOLUTION recognizing Southeast Neighborhood Development, Inc.

WHEREAS, since 1991, Southeast Neighborhood Development, Inc. has helped create \$12,700,000 in investments in their community which is bounded by Washington and Raymond Streets and Keystone and Madison Avenues in the Near-Southside of the city; and

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WHEREAS, the largest dollar amount undertakings were a \$5 million restoration of the historic Briggs Flats and B&B buildings into 54 affordable apartments, and restoring the old Fountain Block building into 22 apartments for low income senior citizens along with a public library branch; and

WHEREAS, the Community Development Corporation has been a catalyst for completely renovating and selling 53 homes to low and moderate income buyers, and for making repairs to the homes of over 500 needy residents in the area; and

WHEREAS, they have led efforts to create the Fletcher Place and Fountain Square Historic Districts, and have assisted with more than 20 businesses to relocate or expand in the community with particular emphasis on historic building facade improvements; and

WHEREAS, Southeast Neighborhood Development, Inc. has trained over 100 neighborhood young people in work and life skills while the youth worked in neighborhood improvement projects, and created a partnership with five neighborhood churches which has fed and housed thousands of volunteers from throughout the Midwest who come to work on housing renovation and beautification tasks; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and salutes all the members, officers, directors and friends of Southeast Neighborhood Development, Inc. for their initiative and organizing talent which has improved the lot of many residents in the Near-Southside of Indianapolis.

SECTION 2. The Council wishes them the very best of success in their future work.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 812, 1996. The proposal, sponsored by Councillor Franklin, recognizes the lifetime of community service of Mrs. Norma Cummings. Councillor Franklin read the proposal and presented Mrs. Cummings with a Council pin. Mrs. Cummings thanked the Council for this honor. Councillor Franklin moved, seconded by Councillor Talley, for adoption. Proposal No. 812, 1996 was adopted by a unanimous voice vote.

Proposal No. 812, 1996 was retitled SPECIAL RESOLUTION NO. 77, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 1996

A SPECIAL RESOLUTION recognizing the lifetime of community service of Mrs. Norma Cummings.

WHEREAS, Mrs. Norma Cummings has been an outstanding citizen of Indianapolis for many years; and

WHEREAS, she has served on the Cable (Television) Franchise Board and on the Board of Zoning Appeals of city government, worked as Deputy Auditor in state government, was Executive Director of the Indiana Contractors Education Center to assist female and minority contractors, worked in the City Division of Equal Opportunity and retired this year from the Indianapolis Public Housing Authority as a Coordinator for senior citizens; and

WHEREAS, after graduating from college and earning her Master's Degree, she was a housewife for 28 years while rearing their four children; and

WHEREAS, along the way, Mrs. Cummings did volunteer work as PTA President, on the Board of the Butler-Tarkington Neighborhood Association, Secretary of the Flanner House Guild, President of

Progressive Mothers (an organization that quietly helps Black youth), girl scouts, brownies, Alpha Kappa Alpha Sorority and has been active in governmental political awareness work; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes outstanding resident Mrs. Norma Cummings for her many years of service to her community, the city, and the state.

SECTION 2. Inspirational people like Norma, and her husband James, with the selfless generosity of their time and talents greatly enrich all of us in the City of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 813, 1996. The proposal, sponsored by Councillors Golc, Borst, and Brents, recognizes the new IMAX 3D Theater and other new infrastructure developments at White River State Park. Councillor Golc read the proposal and presented State Park representatives with Council pins. John Kish, Executive Director of the site, thanked the Council for this recognition. Mike Volmer, member of the White River State Park Development Commission, invited Councillors to visit the facility. Councillor Golc moved, seconded by Councillor Borst, for adoption. Proposal No. 813, 1996 was adopted by a unanimous voice vote.

Proposal No. 813, 1996 was retitled SPECIAL RESOLUTION NO. 78, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 78, 1996

A SPECIAL RESOLUTION recognizing the new IMAX 3D Theater and other new infrastructure developments at White River State Park.

WHEREAS, the new ten million dollar IMAX 3D movie theater set to open December 19th in White River State Park in downtown Indianapolis will represent another milestone for Indiana's young diversified urban state park; and

WHEREAS, the 416-seat theater features the newest and most dramatic step in 3D cinema technology with film that is ten times the size of normal film, a screen that is six stories tall, special polarized three dimension glasses for the audience, and a high fidelity sound system which all combine to give the viewers a sense of being totally immersed in the movie setting; and

WHEREAS, funded by Lilly Endowment, the state government and private sources, the theater is one of only 16 IMAX 3D theaters in the world; and

WHEREAS, other new developments include the Central Canal extension, restoration of the old Washington Street Bridge as a pedestrian walkway to salute the restored segment of the pioneer National Road and to celebrate its role in the development of Indiana, landscaping, a waterfall, Celebration Plaza with public open spaces and walkways, and more features that are currently in the design and discussion stages; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the White River State Park for its new IMAX 3D movie theater venue and the other new Park improvements.

SECTION 2. The state's still-developing urban park in downtown Indianapolis combines a wide variety of attractions, from open spaces and a zoo to Victory Field baseball park and this new theater--which all seem appropriate for such a unique state park.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 836, 1996. The proposal, sponsored by Councillor Hinkle, authorizes the Metropolitan Development Committee to review and report on the activities and status of the Indianapolis Public Housing Agency. Councillor Hinkle read the proposal and moved, seconded by Councillor Dowden, for its adoption. Proposal No. 836, 1996 was adopted by a unanimous voice vote.

Proposal No. 836, 1996 was retitled COUNCIL RESOLUTION NO. 57, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 57, 1996

A COUNCIL RESOLUTION authorizing the Metropolitan Development Committee to review and report on the activities and status of the Indianapolis Public Housing Agency.

WHEREAS, the City-County Council by ordinance created the Indianapolis Public Housing Agency; and

WHEREAS, said ordinance requires that the Council should review the operation and status of the Agency; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Metropolitan Development Committee is instructed to conduct a review of the operations and status of the Indianapolis Public Housing Agency and authorized to cause an independent audit of such Agency to be conducted.

SECTION 2. Such review shall be conducted after January 1, 1997, and the Committee should report its recommendation to the Council by March 31, 1997.

Councillor Hinkle stated that a special meeting of the Metropolitan Development Committee would be held on Wednesday, January 8, 1997, in the Public Assembly Room to address the status of the Public Housing Agency.

Councillor Franklin reported that the Community Affairs Committee had heard Proposal Nos. 228 and 229, 1996 on several occasions, and finally on December 5, 1996. By a 5-0 vote, the Committee reported the proposals to the full Council with the recommendation that they be stricken. PROPOSAL NO. 228, 1996. The proposal, sponsored by Councillor McClamroch, appoints Sondra Gunnell to the Community Centers of Indianapolis Board. PROPOSAL NO. 229, 1996. The proposal, sponsored by Councillor McClamroch, appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board. Councillor Franklin moved, seconded by Councillor Coughenour, to strike Proposal Nos. 228 and 229, 1996. Proposal Nos. 228 and 229, 1996 were stricken by a unanimous voice vote.

PROPOSAL NO. 767, 1996. The proposal, sponsored by Councillor McClamroch, appoints Ernestine Nicholson to the Equal Opportunity Advisory Board. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 767, 1996 on December 10, 1996. By a 6-0 vote, the Committee reported the proposal to the Council with the

recommendation that it do pass. Councilor McClamroch moved, seconded by Councilor Gilmer, for adoption. Proposal No. 767, 1996 was adopted by a unanimous voice vote.

Proposal No. 767, 1996 was retitled COUNCIL RESOLUTION NO. 58, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 58, 1996

A COUNCIL RESOLUTION appointing Ernestine Nicholson to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Ernestine Nicholson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty days after the expiration of such term or until such earlier date as a successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 789, 1996. Introduced by Councilor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Charles B. Huppert to the Indianapolis Greenways Development Committee"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 790, 1996. Introduced by Councilor Curry. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which amends the American and Comcast cable service franchise agreements so that the Eagle Creek Firearms Range can receive institutional network services"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 791, 1996. Introduced by Councilor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at Hague Road and Castlegate Drive (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 792, 1996. Introduced by Councilor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal for Kroger Access Drive located at 7500 East 10th Street (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 794, 1996. Introduced by Councilor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a pedestrian activated traffic signal at Alabama Street and South Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 795, 1996. Introduced by Councilor Short. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of the traffic signal

located at Kelly Street and Shelby Street (Districts 20, 21)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 796, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Decatur Commons Subdivision, Section 2 (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 797, 1996. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Southwest Drive and Tucson Drive (District 19)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 798, 1996. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Olney Street and Roosevelt Avenue (District 10)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 799, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Layman Avenue and 17th Street (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 800, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Lesley Avenue and 17th Street (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 802, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions and a change in parking meter zones on Illinois Street between South Street and Union Station (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 803, 1996. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on the north side of McCarty Street from a point 160 feet west of West Street to a point 840 feet west of West Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 804, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Powell Street from Madison Avenue to 300 feet east of Madison Avenue (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 805, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Parker Avenue from 56th Street to a point 100 feet north of 56th Street (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 806, 1996. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on 19th Street on the south side from College Avenue to a point 70 feet west of College Avenue (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 807, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Charles Cagann to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 816, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves amendments to the Marion County Police Department Personnel Retirement Plan now the Marion County Sheriff's Department Personnel Retirement Plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 820, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Monty Combs to the Board of Directors of Community Centers of Indianapolis, Inc."; and the President referred it to the Community Affairs Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Borst reported that the Economic Development Committee heard Proposal Nos. 817-819, 1996 on December 11, 1996.

PROPOSAL NO. 817, 1996. The proposal is an inducement resolution for Strawbridge Limited Partnership, a to-be-formed limited partnership, in an amount not to exceed \$7,135,000 to proceed with the acquisition and substantial rehabilitation of the existing Castle Dore Apartments located at 4649 Strawbridge Road (District 24). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coonrod, for adoption. Proposal No. 817, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams

0 NAYS:

4 NOT VOTING: Gray, Jones, Moriarty Adams, Talley

Proposal No. 817, 1996 was retitled SPECIAL RESOLUTION NO. 80, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction,

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installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, Strawbridge Limited Partnership, a to-be-formed limited partnership (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation and equipping of the existing 190-unit multi-family residential facility located at 4649 Strawbridge Road, Indianapolis, Indiana; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (ten (10) jobs) plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Seven Million One Hundred Thirty-Five Thousand Dollars (\$7,135,000) under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1997, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or

additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. The City-County Council recognizes that the Applicant intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 818, 1996. The proposal is an inducement resolution for Revken, Inc., or a to-be-named limited partnership or limited liability company, in an amount not to exceed \$14,000,000 to acquire and rehabilitate the existing units and to construct 192 new units at Emerald Green Apartments located at 6363 Commons Drive (District 1). By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 818, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

Proposal No. 818, 1996 was retitled SPECIAL RESOLUTION NO. 81, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 1996

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company; and

WHEREAS, Revken, Inc. or a to-be-named limited partnership or limited liability company (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation and equipping of the existing one hundred ninety-two (192) unit multi-family residential facility plus the construction of an additional one hundred ninety-two (192) multi-family residential rental units located at 6363 Commons Drive, Indianapolis, Indiana on approximately 32 acres of land; the acquisition of

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machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (six (6) jobs) plus the creation of a construction job payroll and the creation of business opportunities to be achieved by the acquisition, renovation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Fourteen Million Dollars (\$14,000,000) under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1997, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also

certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. The City-County Council recognizes that the Applicant intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 819, 1996. The proposal amends S.O. No. 17, 1993, by authorizing the amendment of the principal payment schedule for the City of Indianapolis Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) (District 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Cockrum, for adoption. Proposal No. 819, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Moriarty Adams

Proposal No. 819, 1996 was retitled SPECIAL ORDINANCE NO. 20, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 20, 1996

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis (the "Issuer") previously issued its City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated December 23, 1985 (the "Original Bond"), in the original aggregate principal amount of \$8,100,000; and

WHEREAS, the Issuer, Webb/Henne Indianapolis Venture I ("Webb/Henne") and BANK ONE, INDIANAPOLIS, NATIONAL ASSOCIATION (formerly known as American Fletcher National Bank and Trust Company) (the "Purchaser") have previously entered into a Bond Purchase Agreement dated as of December 1, 1985 ("Bond Purchase Agreement") in order to provide for the issuance of the Issuer's Original Bond; and

WHEREAS, the Issuer loaned (the "Loan") the proceeds from the sale of the Bond to Webb/Henne in exchange for a Promissory Note (the "Note") executed pursuant to a Loan Agreement dated as of December 1, 1985 (the "Loan Agreement") and Webb/Henne granted the Purchaser a mortgage on the Project (which predominantly consists of the real estate known as 225 North New Jersey), pursuant to a Real Estate Mortgage and Security Agreement (the "Mortgage") and a security interest in the rents pursuant to a Collateral Assignment of Leases and Rents; and

WHEREAS, in August of 1988, Webb/Henne entered into an Assignment and Assumption Agreement with The Eryk-Midamco Company ("Eryk-Midamco"), the Issuer, the Purchaser, Charles W. Henne and R. Dudley Webb wherein Webb/Henne assigned all of its right, title and interest in and to the Loan Agreement, the Bond Purchase Agreement, the Mortgage, the Collateral Assignment of Leases and Rents and the Project and Eryk-Midamco assumed all of the obligations and duties of Webb/Henne under such documents, the Note and the Bond and the ownership of the Project; and

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WHEREAS, on May 31, 1992, Eryk-Midamco entered into an Agreement (the "1992 Agreement") with the Purchaser approving a change in the definition of Adjustment Date (as defined in the Bond Purchase Agreement) to alter the frequency upon which the interest rate on the Bond may adjust, and the Issuer executed a revised bond (the "Revised Bond") incorporating the change approved by the 1992 Agreement; and

WHEREAS, Eryk-Midamco and the Issuer entered into a First Amendment to Loan Agreement dated as of September 1, 1993, and Eryk-Midamco, the Issuer and the Purchaser entered into a First Amendment to Bond Purchase Agreement dated as of September 1, 1993 to evidence the agreement of the parties to an adjustment in the principal repayment schedule on the Original Bond; and

WHEREAS, presently Eryk-Midamco and the Purchaser have proposed rescheduling certain principal repayments contained in the Bond Purchase Agreement; and

WHEREAS, the Company, the Issuer and the Purchaser will execute a Second Amendment to Bond Purchase Agreement, amending the Bond Purchase Agreement, providing for an amendment of the Original Bond adjusting the remaining principal repayment schedule contained therein; and

WHEREAS, the Issuer and the Company will execute a Second Amendment to Loan Agreement, amending the Loan Agreement providing for the issuance of a note amending the outstanding note which evidences the obligation of Eryk-Midamco to repay the Loan; and

WHEREAS, the Indianapolis Economic Development Commission on December 11, 1996 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement, and Amended and Restated Bond in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement, and Amended and Restated Bond will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement, and Amended and Restated Bond approved by the Indianapolis Economic Development Commission are each hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restate Bond are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance, the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond shall constitute a contract binding between the City of Indianapolis and the parties to the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond, and after the

execution of the Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Second Amendment to Bond Purchase Agreement, Second Amendment to Loan Agreement and Amended and Restated Bond shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 821-832, 1996. Introduced by Councillor Hinkle. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 12, 1996." The Council did not schedule Proposal Nos. 821-832, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 821-832, 1996 were retitled REZONING ORDINANCE NOS. 256-267, 1996, and are identified as follows:

REZONING ORDINANCE NO. 256, 1996. 96-Z-180 (AMENDED)
706 EAST SOUTH COUNTY LINE ROAD (rear) and
8901 BUFFALO RUN DRIVE (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25
THE J.C. HART COMPANY, INC., by Michael C. Cook, requests a rezoning of 1.969 acres, being in the D-A District, to the D-6II classification to provide for the construction of four buildings for multi-family use.

REZONING ORDINANCE NO. 257, 1996. 96-Z-203 (AMENDED)
3850 EAST 82ND STREET (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3
KAPLAN MANAGEMENT COMPANY, INC., by Philip A. Nicely, requests a rezoning of 10.561 acres, being in the C-S(FF) District, to the C-S(FF) classification to provide for the construction of a multi-family development with up to 248 units.

REZONING ORDINANCE NO. 258, 1996. 96-Z-216
8376 MICHIGAN ROAD (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2
DISCOUNT TIRE COMPANY, INC., by Stephen D. Mears, requests a rezoning of 1.16 acres, being in the C-S District, to the C-S classification to provide for the construction of a freestanding building to be devoted to the installation, repair and service of tires and vehicle wheels.

REZONING ORDINANCE NO. 259, 1996. 96-Z-219
416 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
LESTER J. and NELL M. BERNITT, by Michael S. Walsh, requests a rezoning of 3.90 acres, being in the D-A District, to the I-2-S classification to provide for light industrial including a wholesale furniture warehouse/corporate office.

REZONING ORDINANCE NO. 260, 1996. 96-Z-220 (AMENDED)
4310 EAST 62ND STREET (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 4
THOMAS R. BERRY, by Mary E. Solada, requests a rezoning of 2.03 acres, being in the C-3 District, to the C-S classification to provide for the construction of a self-storage unit facility with an ancillary resident manager's living quarters.

REZONING ORDINANCE NO. 261, 1996. 96-Z-224
4145 SOUTH EAST STREET (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20
JERRY A. VAUGHT, by Michael S. Walsh, requests a rezoning of 0.5 acre, being in the D-3 District, to the C-4 classification to conform the use of an automobile tire care center to the zoning classification.

REZONING ORDINANCE NO. 262, 1996. 96-Z-229
450 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

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EARL and FRANCES WACHTSTETTER, by Michael S. Walsh, request a rezoning of 2.076 acre, being in the C-1 District, to the I-2-S classification to provide for light industrial development including a wholesale furniture warehouse and corporate office.

REZONING ORDINANCE NO. 263, 1996. 96-Z-230

8401 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

HERRICK INVESTMENTS, INC., by James E. Hughes, requests a rezoning of 3.00 acres, being in the C-1 District, to the C-S classification to provide for the construction of a 24,000 square foot two-story building for dance and gymnastics uses such as dance, voice, piano instruction and gymnastics meets.

REZONING ORDINANCE NO. 264, 1996. 96-Z-233

7823 LAVERNE ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

METROPOLITAN SCHOOL DISTRICT, by Louis Borgmann, requests a rezoning of 1.07 acres, being in the D-4 District, to the SU-2 classification to provide for school related uses including athletic fields.

REZONING ORDINANCE NO. 265, 1996. 96-Z-238 (Amended)

7402 EAST 86TH STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

CASTLETON CENTER REALTY, by Brian J. Tuohy, requests a rezoning of 8.7 acres, being in the C-S District, to the C-S classification to provide for a furniture store, office uses and/or office-warehouse uses.

REZONING ORDINANCE NO. 266, 1996. 96-Z-241 (Amended)

3314 EAST STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

RTM INDIANAPOLIS, INC., by Stephen D. Mears, requests a rezoning of 1.3 acres, being in the D-3 District, to the C-3 classification to provide for the redevelopment of an existing restaurant.

REZONING ORDINANCE NO. 267, 1996. 96-Z-242

6298 RUCKER ROAD (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 4

THE SULLIVAN CORPORATION, by Brian J. Tuohy, requests a rezoning of 1.069 acres, being in the D-3 District, to the C-1 classification to provide for the construction of a commercial office building or similar C-1 uses.

PROPOSAL NO. 833, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 12, 1996." The Council did not schedule Proposal No. 833, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 833, 1996 was retitled REZONING ORDINANCE NO. 268, 1996, and is identified as follows:

REZONING ORDINANCE NO. 268, 1996. 95-Z-105

7808 EAST 38TH STREET and 7705 EAST 42ND STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 12.

DONALD J. and MARCHA J. THARP, by Peter D. Cleveland, requests the rezoning of 30 acres, being in the C-2, C-ID, D-7 and C-3 Districts, to the C-S classification to provide for an office-commercial-industrial park, consisting of office and retail uses along 38th and 42nd Streets and industrial uses along I-465.

PROPOSAL NO. 834, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 12, 1996." The Council did not schedule Proposal No. 834, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 834, 1996 was retitled REZONING ORDINANCE NO. 269, 1996, and is identified as follows:

REZONING ORDINANCE NO. 269, 1996. 96-Z-95 (96-DP-11)

6418 ROCKVILLE ROAD and 6451 WEST OHIO STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 18

LEGACY MINISTRIES, INC., by Stephen D. Mears, requests a rezoning of 12.12 acres, being in the D-P District, to the D-P classification to provide for the construction of a retirement community with 25 detached one-story condominiums and a two-story assisted living facility consisting of 60 units.

PROPOSAL NO. 835, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 12, 1996." The Council did not schedule Proposal No. 835, 1996 for hearing pursuant to IC 36-7-4-608. Proposal No. 835, 1996 was retitled REZONING ORDINANCE NO. 270, 1996, and is identified as follows:

REZONING ORDINANCE NO. 270, 1996. 95-Z-171

5101 EAST 82ND STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

MAEPOINTE DEVELOPMENT CORPORATION, by Philip A. Nicely, requests a rezoning of 41.14 acres, being in the D-A, C-1 and C-4 Districts, to the C-S classification to provide for the construction of an office-commercial complex.

Councillor Schneider stated that although there was some community concern regarding Proposal No. 835, 1996, he would not call it out for hearing. He expressed his concerns about this project and asked that the Metropolitan Development Commission not look favorably on commercial zoning south of this project to 62nd Street.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 608, 1996. The proposal proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area. Councillor Borst read the following motion:

Mr. President:

I am pleased to report that the parties involved in the rezoning at 6001 South Harding Street have reached a compromise and it will not be necessary to have a hearing on this matter; therefore, I move that Proposal No. 608, 1996 (Rezoning Petition No. 96-Z-74 Amended) be adopted incorporating therein the revised commitments dated December 16, 1996.

Councillor Borst moved, seconded by Councillor Hinkle, for adoption. Proposal No. 608, 1996 was adopted by a unanimous voice vote. Proposal No. 608, 1996 was retitled REZONING ORDINANCE NO. 271, 1996, and is identified as follows:

REZONING ORDINANCE NO. 271, 1996. 96-Z-74 (Amended)

6001 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

ROBERT D. YOUNG requests a rezoning of 0.81 acre, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area.

PROPOSAL NO. 702, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 702, 1996 on December 4, 1996. The proposal is an appropriation of \$22,684 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund. By a 5-2 vote,

the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 702, 1996, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:

Proposal No. 702, 1996, as amended, was retitled FISCAL ORDINANCE NO. 125, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 125, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty-two Thousand Six Hundred Eighty-four Dollars (\$22,684) in the Supplemental Adult Probation Fee Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court for expenses of the adult probation department.

SECTION 2. The sum of Twenty-two Thousand Six Hundred Eighty-four Dollars (\$22,684) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>SUPPLEMENTAL ADULT PROBATION FEE FUND</u>
4. Capital Outlay	<u>22,684</u>
TOTAL INCREASE	22,684

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>SUPPLEMENTAL ADULT PROBATION FEE FUND</u>
Unappropriated and Unencumbered	
Supplemental Adult Probation Fee Fund	<u>22,684</u>
TOTAL REDUCTION	22,684

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 704, 737, 738, 739, 743, 744, 768, and 769, 1996 on December 4, 1996. All of the proposals passed out of Committee with the recommendation that they do pass. Councillor Dowden asked for consent to vote on the proposals together. Consent was given.

PROPOSAL NO. 704, 1996. The proposal is an appropriation of \$12,000 in the County General Fund for the Public Defender Agency to pay telephone expenses financed by reimbursements from the Sheriff's Department. PROPOSAL NO. 737, 1996. The proposal is an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant. PROPOSAL NO. 738, 1996. The proposal is an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant. PROPOSAL NO. 739, 1996. The proposal is an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant. PROPOSAL NO. 743, 1996. The proposal is an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to work through victimization issues such as domestic violence financed by a federal grant. PROPOSAL NO. 744, 1996. The proposal is an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant. PROPOSAL NO. 768, 1996. The proposal is an appropriation of \$27,250 for the Prosecuting Attorney to continue to provide for Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a federal grant. PROPOSAL NO. 769, 1996. The proposal is an appropriation of \$684,530 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from September through October 1996.

The President called for public testimony at 9:22 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 704, 737, 738, 739, 743, 744, 768, and 769, 1996 were adopted on the following roll call vote; viz:

29 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford*
0 NAYS:

Proposal No. 704, 1996 was retitled FISCAL ORDINANCE NO. 126, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 126, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twelve Thousand Dollars (\$12,000) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(u) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to pay telephone expenses.

SECTION 2. The sum of Twelve Thousand Dollars (\$12,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

December 16, 1996

MARION COUNTY PUBLIC DEFENDER AGENCY

3. Other Services and Charges
TOTAL INCREASE

COUNTY GENERAL FUND

12,000
12,000

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
County General Fund
TOTAL REDUCTION

COUNTY GENERAL FUND

12,000
12,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 737, 1996 was retitled FISCAL ORDINANCE NO. 127, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 127, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty-eight Thousand Three Hundred Thirty-nine Dollars (\$28,339) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to contract for a Project Safe Families advocate.

SECTION 2. The sum of additional Twenty-eight Thousand Three Hundred Thirty-nine Dollars (\$28,339) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

PROSECUTING ATTORNEY

3. Other Services and Charges
TOTAL INCREASE

STATE AND FEDERAL GRANTS FUND

28,339
28,339

SECTION 4. The said additional appropriation is funded by the following reductions:

Unappropriated and Unencumbered
State and Federal Grants Fund
TOTAL REDUCTION

STATE AND FEDERAL GRANTS FUND

28,339
28,339

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 738, 1996 was retitled FISCAL ORDINANCE NO. 128, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 128, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Fifty-eight Thousand Seven Hundred Three Dollars (\$58,703) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to contract for a child interviewer in abuse cases on behalf of detectives and child protection services.

SECTION 2. The sum of Fifty-eight Thousand Seven Hundred Three Dollars (\$58,703) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>58,703</u>
TOTAL INCREASE	58,703

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>58,703</u>
TOTAL REDUCTION	58,703

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 739, 1996 was retitled FISCAL ORDINANCE NO. 129, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 129, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Sixty-five Thousand Dollars (\$65,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to contract for court advocates to serve in Domestic Violence courts to assist victims of domestic violence.

SECTION 2. The sum of Sixty-five Thousand Dollars (\$65,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

December 16, 1996

SECTION 3. The following additional appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	65,000
TOTAL INCREASE	65,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	65,000
TOTAL REDUCTION	65,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 743, 1996 was retitled FISCAL ORDINANCE NO. 130, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 130, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty-four Thousand Dollars (\$24,000) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to offer indigent adults group and individualized counseling to work through victimization issues.

SECTION 2. The sum of Twenty-four Thousand Dollars (\$24,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	24,000
TOTAL INCREASE	24,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	24,000
TOTAL REDUCTION	24,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 744, 1996 was retitled FISCAL ORDINANCE NO. 131, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Forty-six Thousand Two Hundred Fifteen Dollars (\$46,215) in the State and Federal Grants Fund for purposes of the County Auditor and Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Marion County Justice Agency to continue the Drug Use Forecast Program in conjunction with the National Institute of Justice.

SECTION 2. The sum of Forty-six Thousand Two Hundred Fifteen Dollars (\$46,215) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services (fringes)	6,181
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	38,634
2. Supplies 1,000	
3. Other Services and Charges	400
TOTAL INCREASE	46,215

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	46,215
TOTAL REDUCTION	46,215

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 768, 1996 was retitled FISCAL ORDINANCE NO. 132, 1996, and reads as follows:

December 16, 1996

CITY-COUNTY FISCAL ORDINANCE NO. 132, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Twenty-seven Thousand Two Hundred Fifty Dollars (\$27,250) in the State and Federal Grants Fund for purposes of the County Auditor and Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Prosecuting Attorney to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor..

SECTION 2. The sum of Twenty-seven Thousand Two Hundred Fifty Dollars (\$27,250) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services (Fringes)	5,450
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	21,800
TOTAL INCREASE	27,250

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	27,250
TOTAL REDUCTION	27,250

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 769, 1996 was retitled FISCAL ORDINANCE NO. 133, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 133, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Six Hundred Eighty-four Thousand Five Hundred Thirty Dollars (\$684,530) in the Deferral Fee Fund for purposes of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Deferral Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(b,v,y,cc) of the City-County Annual Budget for 1996 be, and is hereby,

amended by the increases and reductions hereinafter stated for purposes of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court to distribute the Deferral Fee fund balance.

SECTION 2. The sum of Six Hundred Eighty-four Thousand Five Hundred Thirty Dollars (\$684,530) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>DEFERRAL FEE FUND</u>
1. Personal Services (Fringes)	38,930
3. Other Services and Charges	136,758
 <u>PROSECUTING ATTORNEY</u>	
1. Personal Services	155,719
3. Other Services and Charges	74,557
 <u>COUNTY SHERIFF</u>	
3. Other Services and Charges	83,917
 <u>MARION COUNTY SUPERIOR COURT</u>	
3. Other Services and Charges	<u>194,649</u>
TOTAL INCREASE	684,530

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>DEFERRAL FEE FUND</u>
Unappropriated and Unencumbered	
Deferral Fee Fund	<u>684,530</u>
TOTAL REDUCTION	684,530

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 765, 1996. The proposal approves the disbursement of \$1,978,256 of Community Development Block Grant Funds. Councillor Hinkle moved, seconded by Councillor Coughenour, to postpone Proposal No. 765, 1996 until January 6, 1996. Proposal No. 765, 1996 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 555, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 555, 1996 on December 10, 1996. The proposal restricts the use of public funds not budgeted for that purpose to settle employment litigation. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Williams stated that this proposal was not intended to take away tools to solve litigation, but to oversee the process when City contracts are involved in litigation settlements.

Councillor Schneider moved, seconded by Councillor Massie, to strike. Proposal No. 555, 1996 was stricken on the following roll call vote; viz:

December 16, 1996

18 YEAS: Borst, Bradford, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Hinkle, Massie, McClamroch, Moores, O'Dell, Schneider, Shambaugh, Smith, Tilford
11 NAYS: Black, Boyd, Brents, Golc, Gray, Jones, Moriarty Adams, SerVaas, Short, Talley, Williams
1 NOT VOTING: Gilmer

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 736, 740, 741, and 742, 1996 on December 4, 1996. All of the proposals passed out of Committee with the recommendation that they do pass. Councillor Dowden asked for consent to vote on the proposals together. Consent was given.

PROPOSAL NO. 736, 1996. The proposal is a transfer of \$110,000 in the County General Fund to provide for the increased cost of gasoline for the Sheriff's Department. PROPOSAL NO. 740, 1996. The proposal is a transfer of \$10,000 in the County User Fee Fund for the Prosecuting Attorney to pay for increased postage costs. PROPOSAL NO. 741, 1996. The proposal is a transfer of \$34,000 in the County General Fund for the Prosecutor's Child Support IV-D Agency to pay the agency's expenses for the balance of 1996. PROPOSAL NO. 742, 1996. The proposal is a transfer of \$92,200 in the County General Fund for the Marion County Superior Court, Juvenile Division, to cover the cost of computer upgrade. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal Nos. 736, 740 (as amended), 741, and 742 (as amended), 1996 were adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
1 NAY: Golc
2 NOT VOTING: Black, Williams

Proposal No. 736, 1996 was retitled FISCAL ORDINANCE NO. 134, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 134, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional One Hundred Ten Thousand Dollars (\$110,000) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay increased cost of gasoline.

SECTION 2. The sum of One Hundred Ten Thousand Dollars (\$110,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF
2. Supplies
TOTAL INCREASE

COUNTY GENERAL FUND
110,000
110,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>110,000</u>
TOTAL DECREASE	110,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 740, 1996, as amended, was retitled FISCAL ORDINANCE NO. 135, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 135, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ten Thousand Dollars (\$10,00) in the County User Fee Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(v) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to pay increased postage costs.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>COUNTY USER FEE FUND</u>
3. Other Services and charges	<u>10,000</u>
TOTAL INCREASE	10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PROSECUTING ATTORNEY</u>	<u>COUNTY USER FEE FUND</u>
2. Supplies	<u>10,000</u>
TOTAL DECREASE	10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 741, 1996 was retitled FISCAL ORDINANCE NO. 136, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 136, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Thirty-four Thousand Dollars (\$34,000) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(w) of the City-County Annual Budget for 1996 be, and is hereby, amended by

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the increases and reductions hereinafter stated for purposes of the Prosecutor's Child Support IV-D Agency to pay expenses for the balance of the year.

SECTION 2. The sum of Thirty-four Thousand Dollars (\$34,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>34,000</u>
TOTAL INCREASE	34,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies 12,000	
4. Capital Outlay	<u>22,000</u>
TOTAL DECREASE	34,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 742, 1996, as amended, was retitled FISCAL ORDINANCE NO. 137, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 137, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Ninety-two Thousand Two Hundred Dollars (\$92,200) in the County General Fund for purposes of the Marion County Superior Court and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Superior Court Juvenile Division to cover computer upgrades.

SECTION 2. The sum of Ninety-two Thousand Two Hundred Dollars (\$92,200) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>92,200</u>
TOTAL INCREASE	92,200

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	62,200
3. Other Services and Charges	<u>30,000</u>
TOTAL DECREASE	92,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 748, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 748, 1996 on December 2, 1996. The proposal is an amendment

to the Information Technology Operating Agreement between the City/County and SCT. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Coughenour, for adoption. Proposal No. 748, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Black

Proposal No. 748, 1996, as amended, was retitled SPECIAL ORDINANCE NO. 21, 1996, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 21, 1996

A SPECIAL ORDINANCE authorizing an Amendment to the Information Technology Operating Agreement made and entered into by the City of Indianapolis and Marion County, Indiana, acting by and through the Information Technology ("IT") Board, ("City-County") and SCT Software and Resource Management Corporation ("SCT").

WHEREAS, the City-County has entered into an Information Technology Operating Agreement ("Operating Agreement") for the operation, maintenance and management of the City/County's information services facilities; and

WHEREAS, the operation, maintenance and management of the City/County's Geographic Information System ("GIS") was not within the scope of the Operating Agreement; and

WHEREAS, The City/County now desires to bring the operation, maintenance and management within the scope of the Operating Agreement; and

WHEREAS, the City-County and SCT have negotiated an Amendment to the Operating Agreement by which SCT would operate, maintain, and manage the City-County's GIS facilities which is in substantially final form and is on file with the Clerk of the Council; and

WHEREAS, IC 36-1-14.3-9 required that the Operating Agreement be approved by the City-County Council; and

WHEREAS, the Operating Agreement was approved by the City-County Council through City-County Special Ordinance No. 22, 1995; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby approves an Amendment to the Information Technology Operating Agreement ("Amendment") to provide for the operation, maintenance, and management of the City-County's GIS facilities which Amendment is in substantially final form and is on file with the Clerk of the Council; provided, however, that the final form of the Amendment shall include provisions which:

- (1) provide that the Amendment may be reconsidered until the adoption and approval of a fiscal ordinance appropriating amounts required for the 1997 payments required by the Amendment,
- (2) detail the GIS technology to be implemented by the "New Services" to be performed under the Amendment and the methods and protocols for semi-annual evaluation of progress towards implementing such technology, and
- (3) provide that the Amendment shall terminate, without penalty to the City-County, in any future year upon failure of the Council to appropriate funds for continuance of the New Services.

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SECTION 2. The Council hereby delegates to the IT Board the authority to approve changes to the Amendment prior to the Effective Date, provided that the net financial impact of such changes shall not increase the costs defined in Exhibit 2 attached to the Amendment by more than ten (10) percent. The Council also delegates to the IT Board, acting by and through its chair, the authority to execute the Operating Agreement.

SECTION 3. This ordinance shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 764, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 764, 1996 on December 9, 1996. The proposal amends the Comprehensive Zoning Maps of Marion County by updating base maps #13, #20, #21, #29, and #31 (96-AO-5). Councillor Hinkle stated that a couple more groups of maps would come before the committee before the update is complete. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor O'Dell, for adoption. Proposal No. 764, 1996 was adopted on the following roll call vote; viz:

26 YEAS: *Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

3 NOT VOTING: *Black, Borst, Schneider*

Proposal No. 764, 1996 was retitled GENERAL ORDINANCE NO. 176, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 176, 1996
Metropolitan Development Commission
Docket No. 96-AO-5

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, Part 21, as amended, the Zoning Ordinance for Marion County, Indiana, which Ordinance includes the Comprehensive Zoning Maps Of Marion County, Indiana, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana, as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana, Ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended to modify specifically base maps #13, #20, #21, #29, and #31 of said maps to include subsequent rezonings (which Comprehensive Zoning Maps, as amended, are attached hereto, incorporated herein by reference and made a part of this Ordinance); and all land with the area noted on the four sections of each of the following base maps: #13, #20, #21, #29, and #31, are hereby classified, divided, and zoned in accordance with the zoning district classifications as designated upon said Comprehensive Zoning Maps, as amended, thereby update said Comprehensive Zoning Maps to include various rezonings by individual description or map amendments adopted subsequent to Metropolitan Development Commission Docket Number 87-AO-2.

SECTION 2. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal any individually initiated rezoning ordinances approved by the City-County Council subsequent to December 11, 1995, and thereafter legally effective (which rezoning by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said Maps in a subsequent map updating amendment hereto).

SECTION 3. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal Airport Zoning Ordinance (94-AO-2, which includes the language of the former Airspace District Zoning Ordinance [62-AO-2] as amended) and the Airspace District Map adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.

SECTION 4. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal the Floodway and Floodway District Fringe zoning district boundaries, as adopted under Metropolitan Development Commission Docket Number 92-AO-7.

SECTION 5. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

PROPOSAL NO. 766, 1996. Councillor Schneider reported that the Administration and Finance Committee heard Proposal No. 766, 1996 on December 10, 1996. The proposal approves a lease agreement between the City by and through its Department of Administration and the Indianapolis City Market Corporation for lease of the Indianapolis City Market. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Schneider moved, seconded by Councillor Tilford, for adoption. Proposal No. 766, 1996, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 NAY: O'Dell

Proposal No. 766, 1996, as amended, was retitled SPECIAL RESOLUTION NO. 82, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 1996

A PROPOSAL FOR A SPECIAL RESOLUTION approving a lease between the City of Indianapolis by and through its Department of Administration and the Indianapolis City Market Corporation, an Indiana not-for-profit corporation, for the Indianapolis City Market.

WHEREAS, Section 285-203 of the Code of Indianapolis and Marion County, Indiana, authorizes the City of Indianapolis to enter into a Lease for the Indianapolis City Market with the Indianapolis City Market Corporation on such terms as may be negotiated from time to time and approved by the City-County Council; and

WHEREAS, the City of Indianapolis and the Indianapolis City Market Corporation desire to enter into a lease for the Indianapolis City Market, the proposed form of which is submitted herewith as Exhibit A; and

WHEREAS, the City-County Council now finds that it is appropriate to approve the lease to allow the City of Indianapolis to lease the Indianapolis City Market to the Indianapolis City Market Corporation; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. That the City-County Council hereby approves the Lease Agreement (in the form submitted herewith) between the City of Indianapolis, by and through its Department of Administration, and the Indianapolis City Market Corporation for the lease of the Indianapolis City Market, a copy of which Lease Agreement is attached as Exhibit A to the official copy of the resolution on file with the Clerk of the Council.

SECTION 2. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 770, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 770, 1996 on December 2, 1996. The proposal amends the Revised Code to delete the local limit for total cyanide, which is already adequately regulated by federal regulation. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 770, 1996 was adopted on the following roll call vote; viz:

28 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Coonrod*

Proposal No. 770, 1996 was retitled GENERAL ORDINANCE NO. 177, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 177, 1996

A GENERAL ORDINANCE Amending Chapter 671, Sewers and Sewage Disposal, of the Revised Code of the Consolidated City and County, Indianapolis, Marion County, Indiana.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. Section 671-4 of the "Revised Code of the Consolidated City and County" be, and is hereby amended to delete the stricken-through text to read as follows:

Sec. 671-4. Regulation of discharges to public sewers.

(a) No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff or subsurface drainage into any sanitary sewer.

(b) Stormwater and all other unpolluted drainage may be discharged through existing structures to such sewers as are specifically designated as combined sewers or storm sewers. No additional flow shall be introduced. Industrial cooling waters or unpolluted process waters may be discharged, on approval of application as provided in section 671-41.

(c) No person shall discharge or cause to be discharged to any city sewer wastewater or pollutants which cause, threaten to cause or are capable of causing, either alone or by interaction with other substances:

- (1) Fire or explosion hazard;
- (2) Corrosive structural damage to the POTW but in no case water with a pH lower than 5.0 or higher than 12.0;
- (3) Obstruction to the flow in city sewers or other interference with the proper operation of the POTW;
- (4) An interference;

- (5) A pass-through.
- (d) No person shall discharge or cause to be discharged to any city sewer:
- (1) A slug or a flow rate and/or pollutant discharge rate which is excessive over a relatively short time period so that there is a treatment process upset and subsequent loss of treatment efficiency;
- (2) Heat in amounts which will inhibit biological activity at the wastewater treatment plant but in no case greater than sixty (60) degrees centigrade (one hundred forty (140) degrees Fahrenheit) or heat in such quantities that the temperature at the wastewater treatment plant exceeds forty (40) degrees centigrade (one hundred four (104) degrees Fahrenheit);
- (3) Any wastewater containing toxic pollutants or any discharge which could result in toxic gases, fumes or vapors in sufficient quantity, either singly or by interaction with other pollutants, to injure or interfere with any wastewater treatment process, constitute a hazard to humans or animals, create a toxic effect in the receiving waters of the POTW, or to exceed applicable categorical pretreatment standards;
- (4) A wastewater with a closed cup flash point of less than one hundred forty (140) degrees Fahrenheit or any liquids, solids or gases which, by reason of their nature or quantity, are or may be sufficient, either alone or by interaction with other substances, to cause fire or explosion or be injurious or hazardous in any other way to the POTW or to the operation of the wastewater treatment plant. At no time shall a discharge cause a reading on a meter capable of reading L.E.L. (lower explosive limit) to be greater than ten (10) percent at the point of discharge to the POTW or at any point in the POTW;
- (5) Any noxious or malodorous liquids, gases or solids which, either singly or by interaction with other wastes, are sufficient to create a public nuisance or hazard to life or are sufficient to prevent entry into the sewers for maintenance and repair;
- (6) Solid or viscous substances and/or other pollutants which may cause obstruction to the flow in a sewer or other interference with the operation of the POTW such as, but not limited to, grease, improperly shredded garbage, animal guts or tissues, paunch manure, bones, hair, hides or fleshings, entrails, whole blood, feathers, ashes, cinders, sand, spent lime, stone or marble dust, metal, glass, straw, shavings, grass clippings, rags, spent grains, spent hops, wastepaper, wood, plastics, tar, asphalt residues from refining or processing of fuel or lubricating oil, mud or glass grinding or polishing wastes, or tumbling and deburring stones;
- (7) Any substance which may cause the POTW's effluent or any other product of the wastewater works such as residues, sludges or scums to be unsuitable for reclamation and reuse or to interfere with the reclamation process. In no case shall a substance discharged to the POTW cause the POTW to be in noncompliance with sludge use or disposal criteria, guidelines or regulations developed under section 405 of the Act;
- (8) Any substance which will cause the POTW to violate its NPDES permit or the receiving stream's water quality standards;
- (9) Any wastewater with objectionable color not removed in the treatment process, such as, but not limited to, dye wastes, inks and vegetable tanning solutions;
- (10) Any wastewater containing radioactive material above limits contained in regulations, licenses or orders issued by the appropriate authority having control over their use. The disposal of any licensed radioactive material must meet applicable local, state or federal requirements;
- (11) Any wastewater containing a total petroleum hydrocarbons concentration as determined by a procedure deemed appropriate by the director in excess of two hundred (200) mg/l. This limitation shall apply at the point of discharge to the city sewer system and is the maximum concentration allowed in any single grab sample collected from the waste stream;

- (12) Any gasoline, kerosene, naphtha, benzene, toluene, xylene, ethers, alcohols, ketones, aldehydes, peroxides, chlorates, perchlorates, carbides, hydrides, stoddard solvents, sulfides, epoxides, esters, amines, polynuclear aromatic hydrocarbons, pyridines, new and used motor oil, or antifreeze, except at concentrations which do not exceed levels of such substances which are routinely present in the normal wastewater discharge and do not otherwise violate any section of this chapter or the conditions of an industrial discharge permit or a special agreement; and
- (13) Polychlorinated biphenyls (PCBs) in any detectable concentrations.
- (e) No person shall discharge or cause to be discharged a wastewater which has a twenty-four-hour composite value in excess of the values shown on table 1.

TABLE 1
NONCATEGORICAL DISCHARGE LIMITS

<i>Maximum Allowable Concentration Pollutant</i>	<i>24-Hour Composite Sample Value (mg/l)</i>
Arsenic	4.0
Cadmium	1.2
Chromium (total)	24.0
Chromium (hex)	3.4
Copper	2.2
Cyanide (amenable)	0.4
Cyanide (total)	8.0
Lead	4.7
Nickel	7.3
Phenol	46.0
Pentachlorophenol	0.012
Zinc	38.0
Mercury	0.025
Silver	4.2

(f) The limitations set forth in table 1 above apply at the point of discharge to the city sewer system. The limitations for amenable cyanide, total cyanide and phenols apply to twenty-four-hour composite samples only in those cases where the composite sample is preserved according to EPA approved methods prior to collection. Otherwise, the values set forth for amenable cyanide, total cyanide and phenols or, with the approval of the director, any other listed pollutants shall apply to an instantaneous grab sample taken during prevailing discharge conditions and representative of the facility's discharge in general. The limitations and requirements imposed in subsections (c) and (d) of this section shall apply at the point of discharge to the city sewer unless specified otherwise.

(g) A grease interceptor shall be installed in the waste line leading from sinks, drains and other fixtures or equipment in restaurants, cafes, lunch counters, cafeterias, bars and clubs; hotel, hospital, sanitarium, factory or school kitchens; or other establishments where grease may be introduced into the drainage or sewage system in quantities that can affect line stoppage or hinder sewage treatment. The characteristics, size and method of installation of the grease interceptor shall meet the requirements imposed by the department of fire prevention and building services and shall be reviewed and approved by the department of public works prior to the commencement of installation. Approval of proposed facilities or equipment does not relieve the person of the responsibility of enlarging or otherwise modifying such facilities to accomplish the intended purpose. On a showing of good cause, the director may waive this requirement. A grease interceptor is not required for individual dwelling units or for any private living quarters.

(h) No user shall change substantially the character or volume of pollutants discharged to the POTW without prior written notification to the city.

Sec. 671-5. Modification of federal categorical pretreatment standards.

When the city demonstrates consistent removal of pollutants limited by federal categorical pretreatment standards, as required by 40 CFR 403.7, the city may apply to the administrator of the

EPA, or the state if it has an approved pretreatment program, for authorization to give a removal credit to reflect removal of toxic or other regulated pollutants by the city's wastewater treatment system.

Sec. 671-6. State and federal requirements.

Federal categorical pretreatment standards or state requirements and limitations on discharges shall apply in any case where they are more stringent than those in this chapter. To the extent the federal regulations contain stricter standards, the categorical pretreatment standards, found in 40 CFR Chapter I, Subchapter N, Parts 405-471, are hereby incorporated by reference into this chapter. To the extent the state regulations contain stricter standards, the pretreatment standards found in 327 IAC 5-12-6 are hereby incorporated by reference into this chapter.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 771, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 771, 1996 on December 2, 1996. The proposal establishes a petty cash fund in the amount of \$500 for the Environmental Resources Management Division of DPW. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 771, 1996 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

2 NOT VOTING: Bradford, Moriarty Adams

Proposal No. 771, 1996 was retitled SPECIAL RESOLUTION NO. 74, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 74, 1996

A SPECIAL RESOLUTION to establish a petty cash fund in the amount of Five Hundred Dollars (\$500.00) to be placed in the custody of the Administrator for the Environmental Resources Management Division of the Department of Public Works.

WHEREAS, the Environmental Resources Management Division desires to maintain a petty cash fund to pay small or emergency items of operating expense.

WHEREAS, IC 36-1-8-3 requires the permission of the fiscal body of a political subdivision to establish a petty cash fund which fund is to be established by a warrant drawn on the appropriate fund of the political subdivision in favor of the officer or employee who is the fund custodian in an amount determined by the fiscal body.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-1-8-3, the City-County Council, as the fiscal body for the Consolidated City of Indianapolis and Marion County, Indiana, hereby establishes a petty cash fund in the amount of Five Hundred Dollars (\$500.00) to be placed in the custody of the Administrator for the Environmental Resources Management Division of the Department of Public Works, which petty cash fund shall be used to pay small or emergency items of operating expense.

SECTION 2. The Five Hundred Dollars (\$500.00) for the petty cash fund established under Section 1 shall be paid by a warrant drawn on the appropriate fund in favor of the custodian and shall be returned to the appropriate fund when there is a change of custodian or when the fund is no longer needed.

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SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 779, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 779, 1996 on December 9, 1996. The proposal extends the expiration date of the Wellfield Protection Zoning Ordinance (96-AO-6). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 779, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:

Proposal No. 779, 1996 was retitled GENERAL ORDINANCE NO. 178, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 178, 1996
METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 96-AO-6

THE WELLFIELD PROTECTION ZONING ORDINANCE
OF
MARION COUNTY, INDIANA

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County which ordinance includes the Wellfield Protection Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Wellfield Protection Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Appendix D, (adopted under Metropolitan Development Commission Docket Numbers 95-AO-6, 95-AO-13A, and 95-AO-13B), be amended as follows:

A. That Section 4.00 be amended by deleting the language noted with strikeouts and inserting the underscored language as follows:

Sec. 4.00 Expiration. This ordinance expires on ~~December 31, 1996~~ March 31, 1997.

SECTION 2. If any section of this ordinance shall be invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon its adoption in compliance with IC 36-7-4.

The President welcomed Councillor Gilmer back after his illness.

PROPOSAL NO. 709, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 709, 1996 on December 11, 1996. The proposal, sponsored by Councillor Williams, authorizes a loading zone for George Wood, Associates at 870 Massachusetts Avenue (District 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 709, 1996 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jones, Massie, McClamroch, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

4 NOT VOTING: Golc, Gray, Moores, SerVaas

Proposal No. 709, 1996 was retitled GENERAL ORDINANCE NO. 179, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 179, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

Massachusetts Avenue, on the north side,
from a point 253 feet west of Bellefontaine Avenue
to a point 228 feet west of Bellefontaine Avenue (25 Feet)

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 772, 1996. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 772, 1996 on December 11, 1996. The proposal, sponsored by Councillor Gilmer, authorizes a traffic signal at 71st Street, Winton Drive, and Cross Key Drive (District 1). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 772, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford

0 NAYS:

Proposal No. 772, 1996 was retitled GENERAL ORDINANCE NO. 180, 1996, and reads as follows:

December 16, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 180, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Cross Key Dr 71st St	71st St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Cross Key Dr, 71st St, Winton Dr	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 774 and 775, 1996 on December 11, 1996. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 774, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Highland Avenue and North Street (District 22). PROPOSAL NO. 775, 1996. The proposal, sponsored by Councillor Williams, authorizes a multi-way stop at Dorman Street and North Street (District 22). Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 774 and 775, 1996 were adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,
Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores,
Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford
0 NAYS:

Proposal No. 774, 1996 was retitled GENERAL ORDINANCE NO. 181, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 181, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Highland Av North St	Highland Av	Stop'

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Highland Av North St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 775, 1996 was retitled GENERAL ORDINANCE NO. 182, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 182, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Dorman St North St	Dorman St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Dorman St North St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Franklin thanked the President on behalf of all the Councillors for the Council Christmas party.

Councillor Short recognized and thanked all of the City and County employees for another year of service to the citizens of this community.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Cockrum in memory of Francis L. Larsen; and
- (2) Councillor Coughenour in memory of Jan Buckley; and
- (3) Councillor Moriarty Adams in memory of Wanda Schnell and Henry C. Ochs; and
- (4) Councillor Moores in memory of Clara Cordes; and
- (5) Councillor Williams in memory of George J. "Joe" O'Malia.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Francis L. Larsen, Jan Buckley, Wanda Schnell, Henry C. Ochs, Clara Cordes, and George J. "Joe" O'Malia. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:06 p.m.

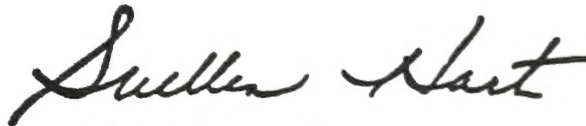
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 16th day of December, 1996.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

1996 Proposal Index

1	SPONSORED BY: Councillor McClamroch		
	DIGEST: establishes the Regulatory Research and Review Committee of the City-County Council and adopts procedures requiring reviews of certain ordinance proposals and regulations		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	57
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 253	ADOPTED: 04/29/1996
2	SPONSORED BY: Councillor Schneider		
	DIGEST: approves the appointment of Michael Yoder as Director of the Department of Administration		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	8
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 46	ADOPTED: 02/12/1996
3	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves the appointment of Moira Carlstedt as Director of the Department of Metropolitan Development		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	9
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 47	ADOPTED: 02/12/1996
4	SPONSORED BY: Councillor Shambaugh		
	DIGEST: approves the appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation		
	REFERRED TO: Parks and Recreation Committee	COUNCIL RESOLUTION	10
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 47	ADOPTED: 02/12/1996
5	SPONSORED BY: Councillor Dowden		
	DIGEST: approves the reappointment of Michael E. Beaver as Director of the Department of Public Safety		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	2
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 19	ADOPTED: 01/22/1996
6	SPONSORED BY: Councillor Coughenour		
	DIGEST: approves the appointment of Gregory L. Henneke as Director of the Department of Public Works		
	REFERRED TO: Public Works Committee	COUNCIL RESOLUTION	7
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 45	ADOPTED: 02/12/1996
7	SPONSORED BY: Councillor Gilmer		
	DIGEST: approves the reappointment of Gregory L. Henneke as Director of the Department of Capital Asset Management		
	REFERRED TO: Capital Asset Management Committee	COUNCIL RESOLUTION	3
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 19	ADOPTED: 01/22/1996
8	SPONSORED BY: Councillor Curry		
	DIGEST: approves the appointment of Irma J. Neal as Deputy Mayor for Neighborhoods		
	REFERRED TO: Rules and Public Policy Committee	COUNCIL RESOLUTION	4
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 20	ADOPTED: 01/22/1996

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9	SPONSORED BY: Councillor Curry		
	DIGEST: approves the appointment of Charles B. Stitt as Deputy Mayor		
	REFERRED TO: Rules and Public Policy Committee	COUNCIL RESOLUTION	5
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 20	ADOPTED: 01/22/1996
10	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$300,000 for the County Sheriff to purchase additional cars financed by revenues in the Cumulative Capitol Development Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	2
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996
11	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$10,350 for the Marion County Justice Agency to pay for personnel services for the Julian Center financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	1
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 31	ADOPTED: 01/22/1996
12	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$14,087 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	19
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 169	ADOPTED: 04/08/1996
13	SPONSORED BY: Councillor Schneider		
	DIGEST: authorizes a traffic signal at 82nd Street and Sycamore Springs Road (4700 E) (District 3)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	1
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 33	ADOPTED: 01/22/1996
14	SPONSORED BY: Councillors Coughenour, Smith		
	DIGEST: authorizes a traffic signal for Menard's located at 7100 South Emerson (Districts 24, 23)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	2
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 34	ADOPTED: 01/22/1996
15	SPONSORED BY: Councillors Coughenour, Smith		
	DIGEST: authorizes a traffic signal at Stop 11 Road and Emerson Avenue (Districts 23, 24)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	3
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 34	ADOPTED: 01/22/1996
16	SPONSORED BY: Councillor Smith		
	DIGEST: authorizes a traffic signal at Southport Road and Rampart Road (Meijer's access drive) (District 23)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	4
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 35	ADOPTED: 01/22/1996

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17	SPONSORED BY: Councillor SerVaas		
	DIGEST: authorizes a traffic signal at Westfield Boulevard and Northview Middle School Access Drive (8450 N) (Districts 2, 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	15
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 66	ADOPTED: 02/12/1996
18	SPONSORED BY: Councillors Hinkle, Cockrum		
	DIGEST: authorizes a traffic signal at Girls School Road and Thomson Consumer Electronics Access Drive (900 S) (Districts 18, 19)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	16
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 66	ADOPTED: 02/12/1996
19	SPONSORED BY: Councillors Jones, Tilford		
	DIGEST: authorizes a traffic signal for Shadeland Avenue (2525 N) and Western Select Properties Access Drive (Districts 10, 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	5
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 35	ADOPTED: 01/22/1996
20	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at 64th Street and Rural Street (District 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	6
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 36	ADOPTED: 01/22/1996
21	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes stop signs at 67th Street and Oxford Street (District 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	7
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 37	ADOPTED: 01/22/1996
22	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes a multi-way stop at Coburn Avenue and 64th Street (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	8
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 37	ADOPTED: 01/22/1996
23	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes a multi-way stop at Oakland Avenue and North Street (District 15)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	9
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996
24	SPONSORED BY: Councillor Talley		
	DIGEST: authorizes "Yield" signs at Euclid Avenue and Linwood Avenue (District 14)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	10
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996

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25	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes parking restrictions for Maradona Drive and 21st Street to a point 500 feet south of 21st Street (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	11
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996
26	SPONSORED BY: Councillor Tilford		
	DIGEST: authorizes parking restrictions for 33rd Street from Franklin Road to Post Road (District 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	12
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 39	ADOPTED: 01/22/1996
27	SPONSORED BY: Councillor Jones		
	DIGEST: authorizes parking restrictions for 30th Street at Forest Manor to a point 100 feet west of Forest Manor Avenue (District 10)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	13
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 39	ADOPTED: 01/22/1996
28	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Henry C. Bock, M.D. to the Health & Hospital Corporation Board of Trustees		
	REFERRED TO: Municipal Corporations Committee	COUNCIL RESOLUTION	11
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 48	ADOPTED: 02/12/1996
29	SPONSORED BY: Councillor Borst		
	DIGEST: approves the establishment of the Fort Harrison Reuse Area		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	5
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 32	ADOPTED: 01/22/1996
30	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 3218 Harper Road (approximate address) (95-Z-146)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	1
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
31	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 2425 East Michigan Street (approximate address) (95-Z-174)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	2
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
32	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6502 East Thompson Road (approximate address) (94-Z-160) (95-DP-10)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	3
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996

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33	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5402 Churchman Avenue (approximate address) (95-Z-214)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	4
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
34	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3775 East Thompson Road, (approximate address) (95-Z-92A)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	5
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
35	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 1049-1059 North King Avenue and 1048-1106 Bellevue Place (approximate address) (95-Z-143)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	6
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
36	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1723 East Minnesota Street (approximate address) (95-Z-184)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	7
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
37	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3425 West Southport Road (approximate address) (95-Z-196)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	8
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
38	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 450 East 25th Street and 2510 Park Avenue (approximate address) (95-Z-200)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	9
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
39	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6405 Massachusetts Avenue (approximate address) (95-Z-202)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	10
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
40	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1001-1023 Lexington Avenue, 802 and 806 Shelby Street and 733 Grove Avenue (approximate address) (95-Z-203)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	11
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996

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41	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1346, 1350, 1354, 1358 and 1360 South Talbott Street (approximate address) (95-Z-204)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	12
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
42	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8188 Combs Road (approximate address) (95-Z-195)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	13
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
43	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 2701 West Banta Road, (approximate address) (95-Z-212) (95-DP-11)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	14
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
44	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 610, 612, and 614 North Park Avenue (approximate address) (95-Z-220)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	15
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
45	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1016-1030 North New Jersey Street and 1021-1029 North Alabama Street (approximate address) (95-Z-223)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	16
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
46	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic Districts 18 and 8, 6401 Crawfordsville Road (approximate address) (95-Z-16)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	17
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
47	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4510 West 56 Street (approximate address) (95-Z-170)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	18
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
48	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3715 South East Street (approximate address) (95-Z-189)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	19
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996

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49	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 407 North Fulton Street aka 780 East Vermont Street (approximate address) (95-Z-192)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	20
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
50	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 420 East Ohio Street (approximate address) (95-Z-205)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	21
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
51	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9480 East Washington Street (approximate address) (95-Z-206)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	22
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996
52	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1579 North Edmondson Avenue (rear) (approximate address) (95-Z-211)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	23
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	ADOPTED: 01/08/1996
53	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1404 East Washington Street (approximate address) (95-Z-217)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	24
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	ADOPTED: 01/08/1996
54	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 502 South Meridian Street (approximate address) (95-Z-219)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	25
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	ADOPTED: 01/08/1996
55	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1596 North Shadeland Avenue (approximate address) (95-Z-224)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	26
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	ADOPTED: 01/08/1996
56	SPONSORED BY: Councillor Schneider		
	DIGEST: an appropriation of \$3,273 for the Franklin Township Assessor to pay for 1996 computer lease/purchase financed from the County General Fund balances		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	7
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 92	ADOPTED: 02/26/1996

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57	SPONSORED BY: Councillor Dowden		
	DIGEST: additional appropriation in the amount of \$316,475 to pay for grants previously approved by S.R. No. 107, 1995, for the Marion County Justice Agency, Prosecuting Attorney, County Auditor, Marion County Superior Court, and Forensic Services Agency financed by a transfer from the Drug Free Community Fund in the amount of \$316,475 and reducing the County General Fund appropriations by the amount of \$104,475		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	6
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 62	ADOPTED: 02/12/1996
58	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$15,014 for the Prosecuting Attorney to pay a portion of a staff person's salary to implement Project Safe Families financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	3
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 59	ADOPTED: 02/12/1996
59	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$36,750 for the Prosecuting Attorney to pay a portion of a Deputy Prosecutor's salary to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	4
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 60	ADOPTED: 02/12/1996
60	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	20
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 170	ADOPTED: 04/08/1996
61	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	21
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 171	ADOPTED: 04/08/1996
62	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$77,234 for Community Corrections to continue the Juvenile Court Intensive Probation Services Program for 1995/1996 financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	5
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 61	ADOPTED: 02/12/1996
63	SPONSORED BY: Councillor Dowden		
	DIGEST: allows Marion County to participate in the County Corrections Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	GENERAL ORDINANCE	14
	APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 63	ADOPTED: 02/12/1996

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64	SPONSORED BY: Councillor Coughenour		
DIGEST:	approves a Sewage and Wastewater Transportation and Treatment Services Agreement between the City and the Tri-County Conservancy District		
REFERRED TO:	Public Works Committee	GENERAL RESOLUTION	1
APPROVED BY MAYOR:	02/16/1996	JOURNAL PAGE: 65	ADOPTED: 02/12/1996
65	SPONSORED BY: Councillor Gilmer		
DIGEST:	an appropriation of \$3,049,453 for the Department of Capital Asset Management, Finance and Administration Division, to pay for the public transportation program financed by revenues in the Transportation General Fund, Federal Grants Fund, and State Grants Fund		
REFERRED TO:	Capital Asset Management Committee	FISCAL ORDINANCE	8
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE: 93	ADOPTED: 02/26/1996
66	SPONSORED BY: Councillor Dowden		
DIGEST:	authorizes a multi-way stop at Emerson Avenue and Wycombe Lane (District 4)		
REFERRED TO:	Capital Asset Management Committee	GENERAL ORDINANCE	17
APPROVED BY MAYOR:	02/16/1996	JOURNAL PAGE: 67	ADOPTED: 02/12/1996
67	SPONSORED BY: Councillor Schneider		
DIGEST:	recognizes Daniel C. Cartwright		
REFERRED TO:	Whole Committee	SPECIAL RESOLUTION	1
APPROVED BY MAYOR:	01/29/1996	JOURNAL PAGE: 17	ADOPTED: 01/22/1996
68	SPONSORED BY: Councillor Smith		
DIGEST:	recognizes Franklin Township Firefighters Mark Elder and Randy Weasner		
REFERRED TO:	Whole Committee	SPECIAL RESOLUTION	2
APPROVED BY MAYOR:	01/29/1996	JOURNAL PAGE: 17	ADOPTED: 01/22/1996
69	SPONSORED BY: Councillor Borst		
DIGEST:	a final bond ordinance authorizing the issuance of \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Ind. Project) and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project) to undertake and complete the acquisition, construction and equipping of 72 apartments constructed as one-story duplexes to be located at 7606 East 82nd Street (District 4)		
REFERRED TO:	Economic Development Committee	SPECIAL ORDINANCE	1
APPROVED BY MAYOR:	01/29/1996	JOURNAL PAGE: 23	ADOPTED: 01/22/1996
70	SPONSORED BY: Councillor Borst		
DIGEST:	an inducement resolution for Double D Press, Inc. in an amount not to exceed \$2,050,000 to proceed with the acquisition and installation of printing press equipment at 5739 Professional Circle (District 19)		
REFERRED TO:	Economic Development Committee	SPECIAL RESOLUTION	3
APPROVED BY MAYOR:	01/29/1996	JOURNAL PAGE: 26	ADOPTED: 01/22/1996

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71	SPONSORED BY: Councillor Borst		
DIGEST: an inducement resolution for the Archdiocese of Indianapolis in an amount not to exceed \$60,000,000 to proceed with the renovation, enlargement and construction of some of its educational facilities and cemeteries located in Indianapolis (Districts throughout Marion County)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	4
APPROVED BY MAYOR: 01/29/1996		JOURNAL PAGE: 28	ADOPTED: 01/22/1996
72	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I			
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION	12
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 48	ADOPTED: 02/12/1996
73	SPONSORED BY: Councillor		
DIGEST: reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I			
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION	13
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 48	ADOPTED: 02/12/1996
74	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Isaac Randolph to the Metropolitan Board of Zoning Appeals, Division II			
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION	14
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 49	ADOPTED: 02/12/1996
75	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III			
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION	15
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 49	ADOPTED: 02/12/1996
76	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Robert A. Stewart to the Metropolitan Board of Zoning Appeals, Division III			
REFERRED TO: Metropolitan Development Committee		COUNCIL RESOLUTION	20
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 77	ADOPTED: 02/26/1996
77	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Daniel Cartwright to the Indianapolis Public Transportation Corporation Board			
REFERRED TO: Municipal Corporations Committee		COUNCIL RESOLUTION	16
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 49	ADOPTED: 02/12/1996
78	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Charles E. Kendall to the Board of Parks and Recreation			
REFERRED TO: Parks and Recreation Committee		COUNCIL RESOLUTION	17
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 50	ADOPTED: 02/12/1996
79	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Ann Curry to the Animal Control Board			
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION	18
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE: 50	ADOPTED: 02/12/1996

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80	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Jason Holliday to the Common Construction Wage Committee for Decatur Township		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	1
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 18	ADOPTED: 01/22/1996
81	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints David Smith to the Marion County Community Corrections Advisory Board		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	19
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 50	ADOPTED: 02/12/1996
82	SPONSORED BY: Councillor Borst		
	DIGEST: recognizes the Indianapolis Colts		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	6
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 70	ADOPTED: 02/26/1996
83	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic Districts 1 and 2, 3838 West 79th Street (approximate address) (95-Z-97)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	27
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
84	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1338 and 1344 Commerce Avenue (approximate address) (95-Z-197)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	28
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
85	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 2602 Westlane Road (approximate address) (95-Z-218)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	29
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
86	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1918-1922 East Troy Avenue (approximate address) (95-Z-228)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	30
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
87	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 915 South Huber Street (approximate address) (95-Z-230)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	31
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996

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88	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2505 North Arlington Avenue (approximate address) (95-Z-232)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	32	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996	
89	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1970 Caroline Avenue (approximate address) (95-Z-233)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	33	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996	
90	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3721 Sutherland Avenue (approximate address) (95-Z-235)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	34	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996	
91	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 5139 West 10th Street (approximate address) (95-Z-237)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	35	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996	
92	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 1799 South Minocqua Avenue and 1798 South Perkins Avenue (approximate address) (95-Z-238)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	36	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 31	ADOPTED: 01/22/1996	
93	SPONSORED BY: Councillor Curry			
	DIGEST: approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading for the purpose of providing radio reading programs for the blind and print-disabled in Marion County			
	REFERRED TO: Administration and Finance Committee	SPECIAL RESOLUTION	17	
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 98	ADOPTED: 02/26/1996	
94	SPONSORED BY: Councillor Shambaugh			
	DIGEST: an appropriation of \$50,000 for the Department of Parks and Recreation to hire a full-time Golf Division Administrator financed by a transfer within the department's Park General Fund			
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	12	
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 100	ADOPTED: 02/26/1996	
95	SPONSORED BY: Councillor Dowden			
	DIGEST: an appropriation of \$12,144 for the County Sheriff for overtime reimbursement for officers assigned to the F.B.I. Task Force Program financed by revenues from the State and Federal Grants Fund			
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	9	
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 95	ADOPTED: 02/26/1996	

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96	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$34,950 for the County Sheriff to pay the contractual services of a Jail Purchasing Agent, Fixed Asset Control Officer, Department Disposal Officer, and Chaplain; and to pay Marion County's portion of the Crime Stopper program financed by a transfer within the department's County General Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	13
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 100	ADOPTED: 02/26/1996	
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97	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$9,039 for the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant financed by revenues from the State and Federal Grants Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	10
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 96	ADOPTED: 02/26/1996	
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98	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$44,989 for the Prosecuting Attorney and County Auditor to fund one deputy prosecutor from the 1996 Weed and Seed Program through the Indianapolis Police Department financed by revenues from the State and Federal Grants Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	11
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 97	ADOPTED: 02/26/1996	
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99	SPONSORED BY: Councillors Hinkle, Cockrum, Golc		
DIGEST: establishes a Fire Emergency Dispatch Task Force			
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION	
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	POSTPONED INDEFINITELY	
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100	SPONSORED BY: Councillor Dowden		
DIGEST: approves the submission of a grant application to the Indiana Department of Corrections to obtain funds for the programs operated by the Marion County Community Corrections for the 1996-97 fiscal year			
REFERRED TO: Public Safety and Criminal Justice Committee		COUNCIL RESOLUTION	26
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 101	ADOPTED: 02/26/1996	
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101	SPONSORED BY: Councillors Coughenour, Dowden		
DIGEST: establishes a supplemental sewer user rate for the area formerly served by Fairwood Utilities			
REFERRED TO: Public Works Committee		GENERAL ORDINANCE	50
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 184	ADOPTED: 04/08/1996	
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102	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a traffic signal at Arlington Avenue and Thompson Road (District 23)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	18
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 102	ADOPTED: 02/26/1996	
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103	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes multi-way stops for the Liberty Creek subdivision (District 1)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	19
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 103	ADOPTED: 02/26/1996	

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104	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes stop signs for Country Pointe Section 2 (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	20
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 104	ADOPTED: 02/26/1996
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105	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes intersection controls for the subdivision of Fieldstone Section 1 (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	21
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 105	ADOPTED: 02/26/1996
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106	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes stop signs for the Brookstone Subdivision, Section 1 (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	22
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 105	ADOPTED: 02/26/1996
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107	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes a multi-way stop at 64th Street and Coburn Avenue (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 106	STRICKEN: 02/26/1996
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108	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at Burlington Avenue and Maple Drive (District 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 106	STRICKEN: 02/26/1996
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109	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes a multi-way stop at Bay Pointe Circle and Old Stone Drive (District 5)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	23
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 106	ADOPTED: 02/26/1996
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110	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes a multi-way stop at Canyon Road and Yellowstone Parkway, and at Glacier Drive and St. James Drive (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	24
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 107	ADOPTED: 02/26/1996
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111	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes a multi-way stop at Louise Drive and Mary Lane (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	25
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 107	ADOPTED: 02/26/1996
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112	SPONSORED BY: Councillor SerVaas		
	DIGEST: authorizes stop signs at Dapple Trace and Manning Road (District 2)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	26
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 108	ADOPTED: 02/26/1996

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113	SPONSORED BY: Councillor Coughenour		
DIGEST: authorizes a multi-way stop at Murry Street and Villa Avenue (District 24)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	27
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 108	ADOPTED: 02/26/1996
114	SPONSORED BY: Councillor Short		
DIGEST: authorizes a multi-way stop at Lexington Avenue and Spruce Street (District 21)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	28
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 109	ADOPTED: 02/26/1996
115	SPONSORED BY: Councillor Short		
DIGEST: authorizes a multi-way stop at Hoyt Avenue and Laurel Street (District 21)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	29
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 109	ADOPTED: 02/26/1996
116	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes a multi-way stop at Shore Drive and Shore Terrace (District 1)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	30
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 110	ADOPTED: 02/26/1996
117	SPONSORED BY: Councillor Brents		
DIGEST: authorizes a multi-way stop at 49th Street and Crittenden Avenue (District 6)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	31
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 110	ADOPTED: 02/26/1996
118	SPONSORED BY: Councillor Bradford		
DIGEST: authorizes parking restrictions on Compton Street from 60th Street to 61st Street (District 7)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	32
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 111	ADOPTED: 02/26/1996
119	SPONSORED BY: Councillor Golc		
DIGEST: authorizes parking restrictions on Koehne Street from Washington Street north to underpass (District 17)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	33
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 111	ADOPTED: 02/26/1996
120	SPONSORED BY: Councillor Gilmer		
DIGEST: reduces the speed limit from 40 mph to 35 mph on Zionsville Road from 62nd Street to 71st Street (District 1)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	34
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 112	ADOPTED: 02/26/1996
121	SPONSORED BY: Councillor Brents		
DIGEST: authorizes additional parking meters on the spokes to Monument Circle (District 16)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	35
APPROVED BY MAYOR: 03/01/1996		JOURNAL PAGE: 113	ADOPTED: 02/26/1996

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122	SPONSORED BY: Councillor Tilford		
	DIGEST: reduces speed limits within Cumberland Estates subdivision (District 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	71
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 321	ADOPTED: 05/20/1996
123	SPONSORED BY: Councillor Smith		
	DIGEST: adds Consortium Foundation, Inc. and Redevelopment/Revitalization of the Southside Community to the list of eligible neighborhood development corporations for sales and grants of real property		
	REFERRED TO: Metropolitan Development Committee	GENERAL ORDINANCE	36
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 139	ADOPTED: 03/18/1996
124	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$175,000 to finance the upgrade of technology for the newly consolidated Adult Probation Division of the Marion County Superior Court financed by revenues in the Supplemental Adult Probation User Fees Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	14
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 135	ADOPTED: 03/18/1996
125	SPONSORED BY: Councillors Tilford, Coonrod, Moriarty Adams		
	DIGEST: allows City and County employees to reside within Marion County or contiguous counties		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	POSTPONED INDEFINITELY
126	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Phillip Hinkle to the Marion County Board of Tax Adjustment		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	21
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
127	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Curt Coonrod to the Audit Committee		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	22
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
128	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Wayne Reynolds to the Speedway Economic Development Commission		
	REFERRED TO: Economic Development Committee	COUNCIL RESOLUTION	27
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 120	ADOPTED: 03/18/1996
129	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Lance L. Bundles to the Metropolitan Development Commission		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	23
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
130	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	28
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 121	ADOPTED: 03/18/1996

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131	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Randolph L. Snyder to the Metropolitan Development Commission		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	24
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 79	ADOPTED: 02/26/1996
132	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Diana Wilson Hall to the Board of Parks and Recreation		
	REFERRED TO: Parks and Recreation Committee	COUNCIL RESOLUTION	25
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 79	ADOPTED: 02/26/1996
133	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Elliott Nelson to the Board of Public Safety		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	34
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 162	ADOPTED: 04/08/1996
134	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints David W. Hoppock to the Air Pollution Control Board		
	REFERRED TO: Public Works Committee	COUNCIL RESOLUTION	35
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 162	ADOPTED: 04/08/1996
135	SPONSORED BY: Councillor Shambaugh		
	DIGEST: appoints James Dillard to the Common Construction Wage Committee for the School Town of Speedway		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	6
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 44	ADOPTED: 02/12/1996
136	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2505 N. Arlington Ave. (approximate address) (95-Z-232)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	37
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996
137	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7702 S. Arlington Ave. (approximate address) (95-Z-213)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	38
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996
138	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4779 E. Southport Road (approximate address) (96-Z-11)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	39
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996

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139	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 7137 E. 46th Street (approximate address) (96-Z-5)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	40
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
140	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2108-2202 E. Washington Street (approximate address) (95-Z-179)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	41
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
141	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4902 W. 56th Street (approximate address) (95-Z-201)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	42
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
142	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 2401 E. 38th Street (rear) a/k/a 3751 N. Keystone Ave. (approximate address) (95-Z-209)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	43
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
143	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 5719 Massachusetts Avenue & 5750 E. 30th Street (approximate address) (95-Z-222)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	44
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
144	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 4310-4318 E. 10th Street (approximate address) (95-Z-227)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	45
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
145	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 5165 E. 64th Street (approximate address) (95-Z-231)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	46
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
146	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 881 Fletcher Ave. (approximate address) (96-Z-1)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	47
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996

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147	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 881 Fletcher Avenue (approximate address) (96-Z-2)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	48
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996
148	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 2940 W. 39th Street (approximate address) (96-Z-7)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	49
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996
149	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 1201 E. 46th Street (approximate address) (96-Z-8)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	50
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996
150	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 65, 1995, as amended, by extending the expiration date for Faris Avenue, L.P. through September 30, 1996, at 6875 Faris Avenue (District 11)		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	13
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 83	ADOPTED: 02/26/1996
151	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 66, 1995, as amended, by extending the expiration date of Emerald Green Partners, Ltd. through September 30, 1996, at 6363 Commons Drive (District 1)		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	14
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 84	ADOPTED: 02/26/1996
152	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$8,000,000 for Post Pointe Partners, Ltd. (District 14)		
	REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	2
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 85	ADOPTED: 02/26/1996
153	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for White Arts, Inc., in an amount not to exceed \$5,000,000 to proceed with the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 16)		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	15
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 87	ADOPTED: 02/26/1996

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154	SPONSORED BY: Councillor Borst		
DIGEST: amends S.R. No. 34, 1995, as amended, by consenting to the substitution of American Opportunity Foundation, Inc. for Willowbrook Park, L.P. as the applicant for the project, located at 4803 Round Lake Road (District 7)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	16
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 89	ADOPTED: 02/26/1996	
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155	SPONSORED BY: Councillors Franklin, O'Dell		
DIGEST: amends the Revised Code dealing with the Office of Youth and Family Services			
REFERRED TO: Community Affairs Committee		GENERAL ORDINANCE	37
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 141	ADOPTED: 03/18/1996	
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156	SPONSORED BY: Councillor Dowden		
DIGEST: determines the necessity of the Sheriff's Department to lease office space at the Airport Technology Center, 7900 West Rockville Road			
REFERRED TO: Administration and Finance Committee		SPECIAL RESOLUTION	22
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 187	ADOPTED: 04/08/1996	
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157	SPONSORED BY: Councillor Schneider		
DIGEST: an appropriation of \$100,000 for the Office of the Controller to make renovations and improvements to the City Market financed by a transfer within the agency's Consolidated County Fund			
REFERRED TO: Economic Development Committee		FISCAL ORDINANCE	17
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 144	ADOPTED: 03/18/1996	
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158	SPONSORED BY: Councillors Franklin, O'Dell		
DIGEST: an appropriation of \$2,381,964 to allocate the 1996 budget for the Office of Youth and Family Services to other City departments			
REFERRED TO: Community Affairs Committee		FISCAL ORDINANCE	16
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 142	ADOPTED: 03/18/1996	
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159	SPONSORED BY: Councillor Hinkle		
DIGEST: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$3,200,000 to finance the development of the 10th Street Revitalization Project and the New East Industrial Center by Eastwide Community Investments			
REFERRED TO: Metropolitan Development Committee		GENERAL RESOLUTION	2
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 136	ADOPTED: 03/18/1996	
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160	SPONSORED BY: Councillor Hinkle		
DIGEST: an appropriation of \$3,340 for the County Surveyor to pay for a unified vertical control network for Marion County financed by transfers within the agency's Surveyor's Corner Perpetuation Fund			
REFERRED TO: Metropolitan Development Committee		FISCAL ORDINANCE	18
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 145	ADOPTED: 03/18/1996	
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161	SPONSORED BY: Councillor Hinkle		
DIGEST: an appropriation of \$64,500 for the County Recorder to purchase an Optical Platter Jukebox Drive to support increased database volume financed by revenues in the Recorder's Perpetuation Fund			
REFERRED TO: Metropolitan Development Committee		FISCAL ORDINANCE	22
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 172	ADOPTED: 04/08/1996	

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162 SPONSORED BY: Councillors Dowden, Moriarty Adams

DIGEST: authorizes the Sheriff's Department to collect a copayment from incarcerated persons for the costs of their medical care, \$6 per doctor visit and \$3 per prescription

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 38

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 146

ADOPTED: 03/18/1996

163 SPONSORED BY: Councillors Short, Dowden, Smith

DIGEST: approves a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION 21

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 148

ADOPTED: 03/18/1996

164 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$12,500 for the Prosecuting Attorney to pay Marion County's portion of a victim/witness advocate to work on Regional Gang Interdiction in conjunction with Johnson County financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 15

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 137

ADOPTED: 03/18/1996

165 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,000,000 for the Department of Public Safety, Fire Division, to construct a new fire station financed by revenues in the City Cumulative Capital Improvement Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 23

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 174

ADOPTED: 04/08/1996

166 SPONSORED BY: Councillor Gilmer

DIGEST: an appropriation of \$13,900,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund

REFERRED TO: Capital Asset Management Committee

FISCAL ORDINANCE 24

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 175

ADOPTED: 05/20/1996

167 SPONSORED BY: Councillor Schneider

DIGEST: authorizes a traffic signal at River Crossing Boulevard and River Road (District 3)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 39

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 149

ADOPTED: 03/18/1996

168 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a traffic signal at Sargent Road and 82nd Street (District 5)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 40

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 149

ADOPTED: 03/18/1996

169 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes multi-way stops for the intersections in Admirals Sound subdivision (District 5)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 41

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 150

ADOPTED: 03/18/1996

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170	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a multi-way stop at 86th Street and Bash Street (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	42
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 151	ADOPTED: 03/18/1996
171	SPONSORED BY: Councillor Cockrum		
	DIGEST: authorizes a multi-way stop at Mars Hill Street and Werges Street (District 19)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	43
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 152	ADOPTED: 03/18/1996
172	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes a multi-way stop at 19th Street and Wallace Avenue (District 15)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	44
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 152	ADOPTED: 03/18/1996
173	SPONSORED BY: Councillor Golc		
	DIGEST: authorizes a multi-way stop at Robton Street and Rockville Avenue (District 17)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	45
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 153	ADOPTED: 03/18/1996
174	SPONSORED BY: Councillor Short		
	DIGEST: authorizes a multi-way stop at Deloss Street and Leota Street (District 21)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	46
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 153	ADOPTED: 03/18/1996
175	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at Carrollton Avenue and 48th Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	47
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 154	ADOPTED: 03/18/1996
176	SPONSORED BY: Councillor Jones		
	DIGEST: authorizes parking restrictions on the westside of Hillside Avenue from 25th Street to Baltimore Avenue (District 10)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	48
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 154	ADOPTED: 03/18/1996
177	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes parking restrictions on Alabama Street, both sides, south of St. Clair Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	49
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 155	ADOPTED: 03/18/1996
178	SPONSORED BY: Councillor Gray		
	DIGEST: recognizes the Indianapolis Fire Department's "Learn Not To Burn" public education program		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	7
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 72	ADOPTED: 02/26/1996

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179	SPONSORED BY: Councillor Massie		
	DIGEST: recognizes the champion Central Catholic Saints basketball team		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	8
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 73	ADOPTED: 02/26/1996
180	SPONSORED BY: Councillor McClamroch		
	DIGEST: recognizes the reassessment cost savings by the Marion County township assessors		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	9
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 74	ADOPTED: 02/26/1996
181	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes Dale Best		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	10
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 75	ADOPTED: 02/26/1996
182	SPONSORED BY: Councillor O'Dell		
	DIGEST: recognizes the Richard and Annette Bloch Cancer Survivors Park in downtown Indianapolis		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	11
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 76	ADOPTED: 02/26/1996
183	SPONSORED BY: Councillor Franklin		
	DIGEST: commends the actions of Henry Lee Lloyd, Jr.		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	12
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 76	ADOPTED: 02/26/1996
184	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Anthony C. La Rosa to the Audit Committee		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	36
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 163	ADOPTED: 04/08/1996
185	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints James W. Scott to the Indianapolis Economic Development Commission		
	REFERRED TO: Economic Development Committee	COUNCIL RESOLUTION	29
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 121	ADOPTED: 03/18/1996
186	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Robert Spear to the Alcoholic Beverage Board of Marion County		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	30
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 121	ADOPTED: 03/18/1996
187	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints George Taylor to the Board of Public Safety		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	31
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 122	ADOPTED: 03/18/1996

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188	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Linda Beadling to the Equal Opportunity Advisory Board		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	37
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 163	ADOPTED: 04/08/1996
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189	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Leslie Duvall to the Marion County Community Corrections Advisory Board		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	32
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 122	ADOPTED: 03/18/1996
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190	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8376 North Michigan Road (approximate address) (95-Z-172)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	51
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
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191	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8601 South Raceway Road (rear) (approximate address) (95-Z-190 A) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	52
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
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192	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 9050 West County Line Road (approximate address) (95-Z-190 B) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	53
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
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193	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8801 South Raceway Road (approximate address) (95-Z-190 C) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	54
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
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194	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8601 South Raceway Road (approximate address) (95-Z-190 D) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	55
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
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195	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5351 Moller Road (approximate address) (95-Z-215/95-DP-9)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	56
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
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196	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 22, Area bounded by Walnut, East, St. Clair and Cleveland Streets (approximate address) (96-Z-3)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	57
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
197	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Franklin Township, Councilmanic District 23, 6610 South Franklin Road (approximate address) (96-Z-6 A)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	58
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
198	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Franklin Township, Councilmanic District 23, 6636 South Franklin Road (approximate address) (96-Z-6 B)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	59
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
199	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Perry Township, Councilmanic District 25, 6701-6798 South New Jersey Street (approximate address) (96-Z-16)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	60
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
200	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Washington Township, Councilmanic District 2, 8541 Evergreen Avenue (approximate address) (95-Z-216)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	61
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996
201	SPONSORED BY: Councillor Borst		
DIGEST:	authorizes the issuance of variable/fixed rate multi-family housing revenue bonds in the principal amount not to exceed \$8,700,000 for Crossing Partners, L.P. at 4000 North Franklin Road (District 12)		
REFERRED TO:	Economic Development Committee	SPECIAL ORDINANCE	3
APPROVED BY MAYOR:	03/22/1996	JOURNAL PAGE: 126	ADOPTED: 03/18/1996
202	SPONSORED BY: Councillor Borst		
DIGEST:	authorizes the issuance of economic development bonds in an amount not to exceed \$2,050,000 for Double D Press, Inc. at 5739 Professional Circle (District 19)		
REFERRED TO:	Economic Development Committee	SPECIAL ORDINANCE	4
APPROVED BY MAYOR:	03/22/1996	JOURNAL PAGE: 132	ADOPTED: 03/18/1996
203	SPONSORED BY: Councillor Borst		
DIGEST:	a special resolution for U.S., LLC to proceed with the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. for use in its orthopedic, prosthetic, and surgical appliances and supplies manufacturing business (District 17)		
REFERRED TO:	Economic Development Committee	SPECIAL RESOLUTION	20
APPROVED BY MAYOR:	03/22/1996	JOURNAL PAGE: 129	ADOPTED: 03/18/1996

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204 SPONSORED BY: Councillor Dowden

DIGEST: determines the necessity of the Indianapolis-Marion County Building Authority acquiring and renovating real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 23

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 188

ADOPTED: 04/08/1996

205 SPONSORED BY: Councillor Dowden

DIGEST: determines the necessity of the Sheriff's Department investigating the purchase of real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 24

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 189

ADOPTED: 04/08/1996

206 SPONSORED BY: Councillor Hinkle

DIGEST: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined

REFERRED TO: Metropolitan Development Committee

GENERAL RESOLUTION 3

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 234

ADOPTED: 04/29/1996

207 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$375,000 for the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program financed by a federal grant

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 25

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 179

ADOPTED: 04/08/1996

208 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$260,000 for the Department of Parks and Recreation to make capital improvements financed from the Consolidated County Cumulative Capital Development Fund balance

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 40

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 251

ADOPTED: 04/29/1996

209 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$4,480,000 for the Department of Parks and Recreation to make capital improvements financed by grants from Lilly Endowment

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 30

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 236

ADOPTED: 04/29/1996

210 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation to distribute \$1,424,769 of deferral fees to the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court financed by revenues in the Deferral Fee Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 42

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 291

ADOPTED: 05/20/1996

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211 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$207,200 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 26

APPROVED BY MAYOR: 04/12/1996 JOURNAL PAGE: 180 ADOPTED: 04/08/1996

212 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$525,521 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 27

APPROVED BY MAYOR: 04/12/1996 JOURNAL PAGE: 181 ADOPTED: 04/08/1996

213 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$514,304 for the Department of Public Safety, Police Division, to hire ten additional police officers financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 28

APPROVED BY MAYOR: 04/12/1996 JOURNAL PAGE: 182 ADOPTED: 04/08/1996

214 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 31

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 237 ADOPTED: 04/29/1996

215 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$84,400 for the Department of Public Safety, Fire Division, to fully fund the 1996 purchase of firefighting apparatus financed from the City Cumulative Capital Development Fund balance

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 32

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 238 ADOPTED: 04/29/1996

216 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$645 for the Department of Public Safety, Division of Weights and Measures, to cover overage for the purchase of a vehicle financed by a transfer within the division's Consolidated County Fund

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 29

APPROVED BY MAYOR: 04/12/1996 JOURNAL PAGE: 189 ADOPTED: 04/08/1996

217 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$120,000 for the Metropolitan Emergency Communications Agency to replace 3 radio antenna towers used in the MECA system financed from the Metropolitan Emergency Communications Fund balance

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 33

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 240 ADOPTED: 04/29/1996

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218	SPONSORED BY: Councillor Coughenour		
	DIGEST: allows the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	51
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 190	ADOPTED: 04/08/1996
219	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes a traffic signal at 71st Street/Waldemar Drive/Pike High School Access Drive (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	141
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 918	ADOPTED: 10/14/1996
220	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	101
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 392	ADOPTED: 06/24/1996
221	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes a traffic signal at Lafayette Road/High School Road/ 62nd Street (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	52
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 199	ADOPTED: 04/08/1996
222	SPONSORED BY: Councillor Cockrum		
	DIGEST: authorizes a traffic signal at Mann Road and Mooresville Road (District 19)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
223	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes a multi-way stop at Park Avenue and 15th Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	53
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 200	ADOPTED: 04/08/1996
224	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at 13th Street and Farley Drive (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	54
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 201	ADOPTED: 04/08/1996
225	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes a multi-way stop at Lawrence Avenue and Otterbein Avenue (District 20)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	55
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 201	ADOPTED: 04/08/1996
226	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a loading zone on a segment of Talbot Street north of Vermont Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	56
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 202	ADOPTED: 04/08/1996

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227	SPONSORED BY: Councillor O'Dell		
	DIGEST: authorizes one-way traffic flow on Downey Avenue southbound from Washington Street to Julian Avenue (District 13)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	POSTPONED INDEFINITELY
228	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Sondra Gunnell to the Community Centers of Indianapolis Board		
	REFERRED TO: Community Affairs Committee	COUNCIL RESOLUTION	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1041	STRICKEN: 12/16/1996
229	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board		
	REFERRED TO: Community Affairs Committee	COUNCIL RESOLUTION	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1041	STRICKEN: 12/16/1996
230	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Chester Carpenter to the Public Housing Board		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	42
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 212	ADOPTED: 04/29/1996
231	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Margot L. Eccles to the Indianapolis Parks Foundation Board of Trustees		
	REFERRED TO: Parks and Recreation Committee	COUNCIL RESOLUTION	38
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 163	ADOPTED: 04/08/1996
232	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board		
	REFERRED TO: Public Safety and Criminal Justice Committee	COUNCIL RESOLUTION	39
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 164	ADOPTED: 04/08/1996
233	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Michael Duff to the Common Construction Wage Committee formed by Ivy Tech State College of Indianapolis		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	33
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 158	ADOPTED: 03/18/1996
234	SPONSORED BY: Councillor O'Dell		
	DIGEST: recognizes IPTC retirees		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	18
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 118	ADOPTED: 03/18/1996
235	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes the 1995-96 Decatur Central Boys basketball team		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	19
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 119	ADOPTED: 03/18/1996

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236	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 5451 N. Franklin Road (approximate address) (96-Z-56A)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	62
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 130	ADOPTED: 03/18/1996
237	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 5801 and 5802 Lee Road (approximate address) (96-Z-56B)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	63
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
238	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6202 S. Mendenhall Road (approximate address) (95-Z-229)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	64
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
239	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2942-2978 N. Sherman Drive (approximate address) (96-Z-15)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	65
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
240	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 1301-1458 Goodlet Avenue (approximate address) (96-Z-21)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	66
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
241	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3740-3742 N. Keystone Avenue (approximate address) (96-Z-22)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	67
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
242	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1150 N. Shadeland Avenue (approximate address) (96-Z-23)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	68
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
243	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7802 N. Shadeland Avenue (rear) (approximate address) (96-Z-24)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	69
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 13	ADOPTED: 03/18/1996

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244	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7992 Combs Road (approximate address) (96-Z-27)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	70
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
245	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 8487 Union Chapel Road a/k/a 3751 West 82nd Street (approximate address) (95-Z-210 Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	71
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996
246	SPONSORED BY: Councillor Talley		
	DIGEST: requests a study for a two-thirds council majority vote to be required for the sale, lease, swap, trade or gift of public assets owned by the City		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
247	SPONSORED BY: Councillor Schneider		
	DIGEST: an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	43
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 292	ADOPTED: 05/20/1996
248	SPONSORED BY: Councillor Curry		
	DIGEST: approves an extension of the expiration dates of the cable franchises of American Cablevision and Comcast Cablevision until July 1, 1996		
	REFERRED TO: Rules and Public Policy Committee	SPECIAL RESOLUTION	33
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 256	ADOPTED: 04/29/1996
249	SPONSORED BY: Councillor Hinkle		
	DIGEST: an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund		
	REFERRED TO: Metropolitan Development Committee	FISCAL ORDINANCE	44
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 293	ADOPTED: 05/20/1996
250	SPONSORED BY: Councillor Hinkle		
	DIGEST: an appropriation of \$100,000 for the Department of Metropolitan Development, Planning Division, to pay for infrastructure improvements financed by revenues from a Build Indiana Grant		
	REFERRED TO: Metropolitan Development Committee	FISCAL ORDINANCE	34
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 241	ADOPTED: 04/29/1996

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251	SPONSORED BY: Councillor Hinkle		
	DIGEST: an appropriation of \$1,300,000 for the Department of Metropolitan Development, Division of Economic and Housing Development and Division of Permits, to pay for various projects financed from the Consolidated County Fund and Redevelopment General Fund balances		
	REFERRED TO: Metropolitan Development Committee	FISCAL ORDINANCE	35
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 242	ADOPTED: 04/29/1996
252	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves the disbursement of a portion of the Community Development Block Grant		
	REFERRED TO: Metropolitan Development Committee	SPECIAL RESOLUTION	34
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 257	ADOPTED: 04/29/1996
253	SPONSORED BY: Councillor Hinkle		
	DIGEST: reorganizes the Department of Metropolitan Development		
	REFERRED TO: Metropolitan Development Committee	GENERAL ORDINANCE	84
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 346	ADOPTED: 06/10/1996
254	SPONSORED BY: Councillors O'Dell, Smith		
	DIGEST: appoints Mark Bowell to the Indianapolis-Marion County Public Library Board		
	REFERRED TO: Municipal Corporations Committee	COUNCIL RESOLUTION	43
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 213	ADOPTED: 04/29/1996
255	SPONSORED BY: Councillor Dowden		
	DIGEST: establishes the County Child Advocacy Fund as a nonreverting fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	GENERAL ORDINANCE	58
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 259	ADOPTED: 04/29/1996
256	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$259,779 for the County Sheriff to pay for operational equipment, food, and supplies needed for the sub-basement and 5th floor of the East wing of the City-County Building financed by revenues from the County General Fund, Jail Reserve Account		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	45
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 294	ADOPTED: 05/20/1996
257	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$55,501 for the County Sheriff to pay for security and identification equipment needed to begin the screening of all personnel entering the West wing of the City-County Building financed from the County General Fund balances		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	46
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 296	ADOPTED: 05/20/1996
258	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$83,341 for the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate increased funding for the Expedited Trial Program financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	36
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 243	ADOPTED: 04/29/1996

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259 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$82,128 for the Marion County Public Defender Agency to fund a study by American University pursuant to Fiscal Ordinance No. 112, 1995 financed from the County General Fund balances

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 37

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 244 ADOPTED: 04/29/1996

260 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$48,462 for the Marion County Public Defender Agency to pay for the consolidation of five contract positions into two full-time positions effective May 1, 1996 financed by transfers within the agency's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 41

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 260 ADOPTED: 04/29/1996

261 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$58,660 for the Marion County Public Defender Agency to pay for sentencing support services for indigent, non-violent, and drug-addicted defendants financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 38

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 245 ADOPTED: 04/29/1996

262 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 47

APPROVED BY MAYOR: 05/24/1996 JOURNAL PAGE: 297 ADOPTED: 05/20/1996

263 SPONSORED BY: Councillor Coughenour

DIGEST: authorizes execution of Amendment No. 4 to the Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for sewage treatment

REFERRED TO: Public Works Committee GENERAL RESOLUTION 5

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 261 ADOPTED: 04/29/1996

264 SPONSORED BY: Councillor Coughenour

DIGEST: amends the Code concerning towing and storage charges for abandoned vehicles

REFERRED TO: Public Works Committee GENERAL ORDINANCE 66

APPROVED BY MAYOR: 05/24/1996 JOURNAL PAGE: 311 ADOPTED: 05/20/1996

265 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$100,000 for the Department of Public Works, Administration, to pay for Brownfields Redevelopment Pilot Program financed by an EPA federal grant

REFERRED TO: Public Works Committee FISCAL ORDINANCE 39

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 246 ADOPTED: 04/29/1996

266 SPONSORED BY: Councillors Hinkle, McClamroch

DIGEST: amends the Rules of the Council with respect to public hearings on fiscal ordinances

REFERRED TO: Rules and Public Policy Committee GENERAL ORDINANCE 119

APPROVED BY MAYOR: 07/26/1996 JOURNAL PAGE: 427 ADOPTED: 07/22/1996

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267	SPONSORED BY: Councillor Dowden		
	DIGEST: approves a preliminary determination for the County to enter into a lease with the Building Authority in connection with the financing of the proposed supplemental jail facility at 730 East Washington Street and 752 East Market Street		
	REFERRED TO: Rules and Public Policy Committee	GENERAL RESOLUTION	4
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 247	ADOPTED: 04/29/1996
268	SPONSORED BY: Councillors Curry, Schneider, Dowden,		
	DIGEST: approves the 96th Street/Castleton economic development area		
	REFERRED TO: Rules and Public Policy Committee	GENERAL RESOLUTION	6
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 298	ADOPTED: 05/20/1996
269	SPONSORED BY: Councillors Curry, Schneider, Dowden,		
	DIGEST: approves the issuance of bonds in the amount of \$14,200,000 for the 96th Street/Castleton economic development area and the appropriation of proceeds on the bonds		
	REFERRED TO: Rules and Public Policy Committee	SPECIAL ORDINANCE	8
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 299	ADOPTED: 05/20/1996
270	SPONSORED BY: Councillor Smith		
	DIGEST: authorizes a traffic signal for the Marsh Access Drive with Thompson Road approximately 1200 feet east of Emerson Avenue (District 23)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	WITHDRAWN: 04/08/1996
271	SPONSORED BY: Councillor SerVaas		
	DIGEST: authorizes multi-way stops at Kimlough Avenue and 80th Street, and at Kimlough Avenue and Forest Boulevard (District 2)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	59
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 262	ADOPTED: 04/29/1996
272	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at Crittenden Avenue and 51st Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	60
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 263	ADOPTED: 04/29/1996
273	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at Norwaldo Avenue and 49th Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	61
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 264	ADOPTED: 04/29/1996
274	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at Eleanor Street and Jackson Street (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	62
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 264	ADOPTED: 04/29/1996

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275 SPONSORED BY: Councillor Smith

DIGEST: authorizes a speed limit of 25 mph on Candy Spots Drive from Riva Ridge Drive to Thompson Road (District 23)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 63

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 265

ADOPTED: 04/29/1996

276 SPONSORED BY: Councillor Dowden

DIGEST: authorizes a weight limit restriction on Johnson Road from Fall Creek Road to 75th Street (District 4)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 64

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 265

ADOPTED: 04/29/1996

277 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3202 Post Road (approximate address) (95-Z-236)

REFERRED TO: Whole Committee

REZONING ORDINANCE 72

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 196

ADOPTED: 04/08/1996

278 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7901 Frye Road (approximate address) (96-Z-17/96-DP-1) Amended

REFERRED TO: Whole Committee

REZONING ORDINANCE 73

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 196

ADOPTED: 04/08/1996

279 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2150 East National Avenue (approximate address) (96-Z-4) Amended

REFERRED TO: Whole Committee

REZONING ORDINANCE 106

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 233

ADOPTED: 04/29/1996

280 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1133 East Washington Street (approximate address) (96-Z-10) Amended

REFERRED TO: Whole Committee

REZONING ORDINANCE 74

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 197

ADOPTED: 04/08/1996

281 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2631 East Raymond Street (approximate address) (96-Z-12) Amended

REFERRED TO: Whole Committee

REZONING ORDINANCE 75

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 197

ADOPTED: 04/08/1996

282 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1326 East Sumner Avenue (approximate address) (96-Z-28)

REFERRED TO: Whole Committee

REZONING ORDINANCE 76

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 197

ADOPTED: 04/08/1996

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283	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1125 South Meridian Street (approximate address) (96-Z-30) Amended		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	77
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 197	ADOPTED: 04/08/1996
284	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1650-1712 North Country Club Road (approximate address) (96-Z-32)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	78
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 197	ADOPTED: 04/08/1996
285	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 3901 North Lesley Avenue (approximate address) (96-Z-33)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	79
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 197	ADOPTED: 04/08/1996
286	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1155 East Cameron Street (approximate address) (96-Z-35)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	80
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 197	ADOPTED: 04/08/1996
287	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2316 South German Church Road (approximate address) (96-Z-36)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	81
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
288	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2801 South Holt Road (approximate address) (96-CP-3Z)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	82
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
289	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1721 West Southport Road (approximate address) (96-Z-47/96-DP-3)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	93
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 230	ADOPTED: 04/29/1996
290	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 743 East New York Street (approximate address) (96-Z-31)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	83
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996

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291	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2306 Lafayette Road (approximate address) (96-Z-26)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	84
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
292	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5701 North Georgetown Road (approximate address) (96-Z-34) Amended		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	85
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
293	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1425 Barth Avenue (approximate address) (96-Z-38) Amended		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	86
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
294	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8516 Madison Avenue (approximate address) (96-Z-39)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	87
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
295	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2801 North Arlington Avenue (approximate address) (96-Z-40)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	88
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
296	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3702 West Minnesota Street (approximate address) (96-Z-48)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	89
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 199	ADOPTED: 04/08/1996
297	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 234 and 236 West Wisconsin Street (approximate address) (96-Z-52)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	90
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 199	ADOPTED: 04/08/1996
298	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 909-971 West 30th Street (approximate address) (96-Z-53)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	91
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 199	ADOPTED: 04/08/1996

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299	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5155 Bluff Road (approximate address) (96-CP-5Z)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	92
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 199	ADOPTED: 04/08/1996
300	SPONSORED BY: Councillors Gilmer, Coughenour		
	DIGEST: amends Regulation 96-01 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	40
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 193	ADOPTED: 04/08/1996
301	SPONSORED BY: Councillors Coughenour, Gilmer		
	DIGEST: amends Regulation 96-02 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	41
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 195	ADOPTED: 04/08/1996
302	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes the issuance of \$1,800,000 City of Indianapolis Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) to finance the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. and use in its orthopedic, prosthetic, and surgical appliance manufacturing business (District 17)		
	REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	5
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 223	ADOPTED: 04/29/1996
303	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes the issuance of the \$8,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project) to finance the acquisition and rehabilitation of the existing 354 unit multi-family residential facility located at 6875 Faris Avenue (District 11)		
	REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	6
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 226	ADOPTED: 04/29/1996
304	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 81, 1995, by extending the expiration date for Brulin & Company, Inc. through August 31, 1996 at 2920 Dr. Andrew J. Brown Avenue (District 22)		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	30
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 218	ADOPTED: 04/29/1996
305	SPONSORED BY: Councillor Borst		
	DIGEST: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)		
	REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	39
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 278	ADOPTED: 05/20/1996

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306 SPONSORED BY: Councillor Borst

DIGEST: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 & 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8)

REFERRED TO: Economic Development Committee SPECIAL RESOLUTION 31

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 220 ADOPTED: 04/29/1996

307 SPONSORED BY: Councillor Borst

DIGEST: authorizes the replacement of Bankers Trust Company as co-trustee with Dai-Ichi Kangyo Trust Company of New York as replacement co-trustee (District 25)

REFERRED TO: Economic Development Committee SPECIAL RESOLUTION 32

APPROVED BY MAYOR: 05/03/1996 JOURNAL PAGE: 222 ADOPTED: 04/29/1996

308 SPONSORED BY: Councillor Schneider

DIGEST: establishes administrative process for adjudication of parking tickets

REFERRED TO: Administration and Finance Committee GENERAL ORDINANCE 67

APPROVED BY MAYOR: 05/24/1996 JOURNAL PAGE: 312 ADOPTED: 05/20/1996

309 SPONSORED BY: Councillor Curry

DIGEST: a transfer of \$614,219 in the County General Fund to allow various county agencies to pay their 1996 ISA charges

REFERRED TO: Administration and Finance Committee FISCAL ORDINANCE 95

APPROVED BY MAYOR: 10/18/1996 JOURNAL PAGE: 901 ADOPTED: 10/14/1996

310 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of \$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund

REFERRED TO: Administration and Finance Committee FISCAL ORDINANCE 48

APPROVED BY MAYOR: 05/24/1996 JOURNAL PAGE: 302 ADOPTED: 05/20/1996

311 SPONSORED BY: Councillor Hinkle

DIGEST: adopts minor amendments to the Commercial and Special Districts Zoning Ordinances referencing the Thoroughfare Plan for Marion County (96-AO-1)

REFERRED TO: Metropolitan Development Committee GENERAL ORDINANCE 68

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 316 ADOPTED: 05/20/1996

312 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant

REFERRED TO: Parks and Recreation Committee FISCAL ORDINANCE 49

APPROVED BY MAYOR: 05/24/1996 JOURNAL PAGE: 303 ADOPTED: 05/20/1996

313 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund

REFERRED TO: Parks and Recreation Committee FISCAL ORDINANCE 55

APPROVED BY MAYOR: 06/14/1996 JOURNAL PAGE: 342 ADOPTED: 06/10/1996

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314 SPONSORED BY: Councillor Dowden

DIGEST: approves amendments to pension plan for Marion County Sheriff's merit deputies

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION 43

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 319

ADOPTED: 05/20/1996

315 SPONSORED BY: Councillor Dowden

DIGEST: amends the Code pertaining to the Enhanced Access Board

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 69

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 319

ADOPTED: 05/20/1996

316 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 50

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 305

ADOPTED: 05/20/1996

317 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 59

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 383

ADOPTED: 06/24/1996

318 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$587,650 for the County Sheriff to pay for a \$2 per diem increase and the additional 60 inmates at Riverside financed by revenues from the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 56

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 343

ADOPTED: 06/10/1996

319 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$34,661 for the Marion County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 51

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 306

ADOPTED: 05/20/1996

320 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 52

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 306

ADOPTED: 05/20/1996

321 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$180,000 for the County Auditor to pay the expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information financed by revenues in the Enhanced Access Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 57

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 344

ADOPTED: 06/10/1996

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322	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	53
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 307	ADOPTED: 05/20/1996
323	SPONSORED BY: Councillor Curry		
	DIGEST: exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board		
	REFERRED TO: Public Safety and Criminal Justice Committee	GENERAL ORDINANCE	70
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 320	ADOPTED: 05/20/1996
324	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Robert S. Daly, M.D. to the Air Pollution Control Board		
	REFERRED TO: Public Works Committee	COUNCIL RESOLUTION	48
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 373	ADOPTED: 06/24/1996
325	SPONSORED BY: Councillor Coughenour		
	DIGEST: an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance		
	REFERRED TO: Public Works Committee	FISCAL ORDINANCE	60
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 384	ADOPTED: 06/24/1996
326	SPONSORED BY: Councillor Coughenour		
	DIGEST: establishes a Board of Asset Management and Public Works and abolishes the Board of Capital Asset Management and Board of Public Works		
	REFERRED TO: Public Works Committee	GENERAL ORDINANCE	85
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 352	ADOPTED: 06/10/1996
327	SPONSORED BY: Councillor Hinkle		
	DIGEST: provides for voter's referendums to authorize applications (1) to conduct pari-mutuel wagering on horse races at race tracks and (2) to operate satellite facilities for off-track pari-mutuel wagering on horse races		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 274	STRICKEN: 05/20/1996
328	SPONSORED BY: Councillors Coonrod, Dowden, Cockrum,		
	DIGEST: abolishes Marion County Board of Tax Adjustment		
	REFERRED TO: Administration and Finance Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 426	STRICKEN: 07/22/1996
329	SPONSORED BY: Councillor Curry		
	DIGEST: establishes a Cable Franchise Fees Fund as a non-reverting county fund		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 942	STRICKEN: 10/28/1996

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330	SPONSORED BY: Councillor Curry		
	DIGEST: an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund		
	REFERRED TO: Rules and Public Policy Committee	FISCAL ORDINANCE	58
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 355	ADOPTED: 06/10/1996
331	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	72
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED: 05/20/1996
332	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes intersection controls for Westpoint Business Park (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	73
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED: 05/20/1996
333	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes stop signs at Georgetown Road and 57th Street (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	74
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED: 05/20/1996
334	SPONSORED BY: Councillor O'Dell		
	DIGEST: authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
335	SPONSORED BY: Councillors O'Dell, Smith		
	DIGEST: authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	75
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 324	ADOPTED: 05/20/1996
336	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a multi-way stop at Blackford Street and Vermont Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	76
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 324	ADOPTED: 05/20/1996
337	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes a multi-way stop at New Jersey Street and 24th Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	77
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 325	ADOPTED: 05/20/1996
338	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	78
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 325	ADOPTED: 05/20/1996

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339	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes a multi-way stop at Alabama Street and 24th Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	79
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 326	ADOPTED: 05/20/1996
340	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes a multi-way stop at Alabama Street and 23rd Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	80
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 327	ADOPTED: 05/20/1996
341	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	81
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 327	ADOPTED: 05/20/1996
342	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes parking restrictions on Emerson Avenue at University Avenue (District 15)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	82
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 328	ADOPTED: 05/20/1996
343	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	83
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 328	ADOPTED: 05/20/1996
344	SPONSORED BY: Councillors Bradford, SerVaas		
	DIGEST: recognizes the math team of Park Tudor School		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	25
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 208	ADOPTED: 04/29/1996
345	SPONSORED BY: Councillors Hinkle, Brents, Cockrum, Golc,		
	DIGEST: recognizes the Ben Davis High School boys State Champion basketball team		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	26
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 209	ADOPTED: 04/29/1996
346	SPONSORED BY: Councillors Bradford, Dowden, McClamroch,		
	DIGEST: congratulates the Indianapolis Police Department, North District, for winning the "Webber Seavey Award"		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	27
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 210	ADOPTED: 04/29/1996
347	SPONSORED BY: Councillors Boyd, SerVaas, Borst, Coughenour,		
	DIGEST: remembers the life of Councillor Harold E. Hawkins		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	28
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 211	ADOPTED: 04/29/1996

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348	SPONSORED BY: Councillors Moriarty Adams, Dowden		
	DIGEST: recognizes Liam O'Riain, Director, 17th Golden Pages Dublin, Ireland, Marathon		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	29
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 212	ADOPTED: 04/29/1996
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349	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7824 West Washington Street (approximate address) (96-Z-20)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	94
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 228	ADOPTED: 04/29/1996
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350	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 1501 Fox Hill Drive a/k/a/ 5975 Grandview Drive (approximate address) (96-Z-25 Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	95
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 228	ADOPTED: 04/29/1996
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351	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic Districts 2 and 9, 4411-4565 Guion Road (approximate address) (96-Z-29)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	96
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
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352	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1850 West 15th Street (approximate address) (96-Z-44)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	97
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
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353	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 416 South Franklin Road (approximate address) (96-Z-55)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	98
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
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354	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7515 Rockville Road (approximate address) (96-Z-57)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	99
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
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355	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3615 South Rural Street a/k/a 3399 East National Avenue or 3399 Griffin Street (approximate address) (96-Z-58)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	100
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996

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356 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 4615 North Michigan Road (approximate address) (96-Z-60)

REFERRED TO: Whole Committee

REZONING ORDINANCE 101

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 229

ADOPTED: 04/29/1996

357 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1260 South Senate Avenue (approximate address) (96-Z-61)

REFERRED TO: Whole Committee

REZONING ORDINANCE 102

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 229

ADOPTED: 04/29/1996

358 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2917 West 16th Street (approximate address) (96-Z-63)

REFERRED TO: Whole Committee

REZONING ORDINANCE 103

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 229

ADOPTED: 04/29/1996

359 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2840 South Lynhurst Drive (approximate address) (96-Z-64)

REFERRED TO: Whole Committee

REZONING ORDINANCE 104

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 229

ADOPTED: 04/29/1996

360 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4801 Rockville Road (approximate address) (96-Z-112)

REFERRED TO: Whole Committee

REZONING ORDINANCE 105

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 230

ADOPTED: 04/29/1996

361 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$500,000 for the Department of Parks and Recreation to make capital improvements financed from the City Cumulative Capital Development Fund balance

REFERRED TO: Parks and Recreation Committee

FISCAL ORDINANCE 54

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 308

ADOPTED: 05/20/1996

362 SPONSORED BY: Councillor Hinkle

DIGEST: amends the Comprehensive Zoning Maps of Marion County by updating base maps #7D, #14C, and #50C (96-AO-2)

REFERRED TO: Metropolitan Development Committee

GENERAL ORDINANCE 86

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 356

ADOPTED: 06/10/1996

363 SPONSORED BY: Councillor Franklin

DIGEST: an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 68

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 422

ADOPTED: 07/22/1996

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364 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 61

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 386

ADOPTED: 06/24/1996

365 SPONSORED BY: Councillor Dowden

DIGEST: codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 100

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 391

ADOPTED: 06/24/1996

366 SPONSORED BY: Councillor Coughenour

DIGEST: determines the need to lease space at 151 South East Street for customer service for the Department of Public Works

REFERRED TO: Public Works Committee

SPECIAL RESOLUTION 41

APPROVED BY MAYOR: 06/14/1996

JOURNAL PAGE: 357

ADOPTED: 06/10/1996

367 SPONSORED BY: Councillor Coughenour

DIGEST: allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment

REFERRED TO: Public Works Committee

GENERAL ORDINANCE 65

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 309

ADOPTED: 05/20/1996

368 SPONSORED BY: Councillor Talley

DIGEST: amends Sections 23-50 and 23-53 concerning the code of ethics

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

WITHDRAWN: 08/20/1996

369 SPONSORED BY: Councillor Curry

DIGEST: approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 47

APPROVED BY MAYOR: 06/14/1996

JOURNAL PAGE: 358

ADOPTED: 06/10/1996

370 SPONSORED BY: Councillor Gilmer

DIGEST: amends the Code concerning activities in the right-of-way

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 118

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 550

ADOPTED: 08/05/1996

371 SPONSORED BY: Councillor Smith

DIGEST: authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 87

APPROVED BY MAYOR: 06/14/1996

JOURNAL PAGE: 359

ADOPTED: 06/10/1996

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372	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	88
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 360	ADOPTED: 06/10/1996
373	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	89
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 360	ADOPTED: 06/10/1996
374	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	90
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 361	ADOPTED: 06/10/1996
375	SPONSORED BY: Councillor Tilford		
	DIGEST: authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	91
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 362	ADOPTED: 06/10/1996
376	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes intersection controls for New Augusta Woods Subdivision (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	92
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 362	ADOPTED: 06/10/1996
377	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	93
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 363	ADOPTED: 06/10/1996
378	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes intersection controls for Eagles Watch Subdivision (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	94
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 363	ADOPTED: 06/10/1996
379	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	95
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 365	ADOPTED: 06/10/1996
380	SPONSORED BY: Councillor Tilford		
	DIGEST: authorizes a multi-way stop at 14th Street and Shortridge Road (District 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	96
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 365	ADOPTED: 06/10/1996

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381	SPONSORED BY: Councillor Short		
	DIGEST: authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	97
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 366	ADOPTED: 06/10/1996
382	SPONSORED BY: Councillor Black		
	DIGEST: authorizes parking restrictions on a segment of 46th Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	102
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 393	ADOPTED: 06/24/1996
383	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	103
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 394	ADOPTED: 06/24/1996
384	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a loading zone for St. Elmo's Steak House located on Illinois Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	WITHDRAWN: 05/20/1996
385	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	104
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 395	ADOPTED: 06/24/1996
386	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	98
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 366	ADOPTED: 06/10/1996
387	SPONSORED BY: Councillor Whole Council		
	DIGEST: expresses Council support of the Indianapolis Motor Speedway and the Hulman-George Family		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	35
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 271	ADOPTED: 05/20/1996
388	SPONSORED BY: Councillor Gray		
	DIGEST: recognizes Emmerich Manual Coach Raymond C. Schultz		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	36
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 272	ADOPTED: 05/20/1996
389	SPONSORED BY: Councillor Golc		
	DIGEST: recognizes Colts strength and conditioning coach Tom Zupancic		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	37
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 273	ADOPTED: 05/20/1996

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390	SPONSORED BY: Councillors McClamroch, Hinkle, Bradford, DIGEST: recognizes the public service of Richard L. Cunningham REFERRED TO: Whole Committee	SPECIAL RESOLUTION	38
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 274	ADOPTED: 05/20/1996	
391	SPONSORED BY: Councillor Borst DIGEST: authorizes the issuance of economic development revenue bonds in an amount not to exceed \$5,000,000 for the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 22) (White Arts, Inc. Project) REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	7
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 280	ADOPTED: 05/20/1996	
392	SPONSORED BY: Councillor Borst DIGEST: amends S.R. No. 34, 1996, as amended, by extending the expiration date through December 31, 1996 at 4803 Round Lake Road (District 4) (Willowbrook Park, L.P.) REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	40
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 282	ADOPTED: 05/20/1996	
393	SPONSORED BY: Councillor Borst DIGEST: an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,000,000 to proceed with the acquisition of machinery, equipment and/or other fixtures, and the expansion of the existing building located at 1121 East 24th Street (District 10) REFERRED TO: Economic Development Committee	SPECIAL RESOLUTION	42
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 283	ADOPTED: 05/20/1996	
394	SPONSORED BY: Councillor Borst DIGEST: authorizes the execution of an Assignment and Assumption Agreement in connection with the restructuring and refinancing of the Canal Square Project located at the intersection of New York Street and West Street (District 16) REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	9
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 285	ADOPTED: 05/20/1996	
395	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7141 Rockville Road (approximate address) (96-Z-41)) REFERRED TO: Whole Committee	REZONING ORDINANCE	107
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 286	ADOPTED: 05/20/1996	
396	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3225 West 75th Street (approximate address) (96-Z-54) REFERRED TO: Whole Committee	REZONING ORDINANCE	108
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 286	ADOPTED: 05/20/1996	

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397	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 9, 3630 Guion Road (approximate address) (96-Z-65)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	109
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
398	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6250 Churchman (approximate address) (96-Z-67)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	110
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
399	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6101 Grandview Drive (approximate address) (96-Z-69)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	111
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
400	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 933-967 Miley Avenue (approximate address) (96-CP-8Z)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	112
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
401	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 1075 South Tibbs (approximate address) (96-CP-14Z)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	113
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
402	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4650 Senour Road (approximate address) (96-Z-18) (96-DP-2)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	114
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
403	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 222 South Downey Avenue (approximate address) (96-Z-66) (96-DP-6)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	115
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996
404	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 9310 & 9330 Corporation Drive (approximate address) (96-Z-19) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	116
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 287	ADOPTED: 05/20/1996

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405 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4934, 4970 Rowney Street and 1505 Riley Avenue (approximate address) (96-Z-51)

REFERRED TO: Whole Committee

REZONING ORDINANCE 117

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

406 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 42 West South Street (approximate address) (96-Z-73)

REFERRED TO: Whole Committee

REZONING ORDINANCE 118

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

407 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1002-1012 West Hanna Avenue (approximate address) (96-Z-75)

REFERRED TO: Whole Committee

REZONING ORDINANCE 119

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

408 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1813-1829 Roosevelt Avenue (approximate address) (96-Z-77)

REFERRED TO: Whole Committee

REZONING ORDINANCE 120

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

409 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3502-3534 Dr. Martin Luther King Street and 948-950 West 35th Street (approximate address) (96-Z-80)

REFERRED TO: Whole Committee

REZONING ORDINANCE 121

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

410 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1201-1325 East Michigan Street; 441-455 North Highland Avenue; and 440-460 Bell Avenue (approximate address) (96-CP-10Z) (96-DP-5)

REFERRED TO: Whole Committee

REZONING ORDINANCE 122

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

411 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5 & 14, 3850 North German Church Road (approximate address) (96-CP-11Z (a)) (formerly 96-Z-43(a))

REFERRED TO: Whole Committee

REZONING ORDINANCE 123

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

412 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5 & 14, 3848 North German Church Road (rear) (approximate address) (96-CP-11Z (b)) (formerly 96-Z-43 (c))

REFERRED TO: Whole Committee

REZONING ORDINANCE 124

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

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413	SPONSORED BY: Councillor O'Dell		
	DIGEST: rejects the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library and establishes a Library Ad-Hoc Study Committee		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	8
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 428	ADOPTED: 07/22/1996
414	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Stuart Rhodes to the Cable Franchise Board		
	REFERRED TO: Rules and Public Policy Committee	COUNCIL RESOLUTION	44
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 337	ADOPTED: 06/10/1996
415	SPONSORED BY: Councillor Schneider		
	DIGEST: amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	71
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 430	ADOPTED: 07/22/1996
416	SPONSORED BY: Councillor Schneider		
	DIGEST: changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	72
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 431	ADOPTED: 07/22/1996
417	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves a list of projects to be funded by Section 108 loan funds		
	REFERRED TO: Metropolitan Development Committee	SPECIAL RESOLUTION	49
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 432	ADOPTED: 07/22/1996
418	SPONSORED BY: Councillor Shambaugh		
	DIGEST: an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a transfer within the department's City Cumulative Capital Improvement Fund		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	73
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 433	ADOPTED: 07/22/1996
419	SPONSORED BY: Councillor Shambaugh		
	DIGEST: an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	74
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 434	ADOPTED: 07/22/1996
420	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	62
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 387	ADOPTED: 06/24/1996

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421 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 67

APPROVED BY MAYOR: 07/26/1996 JOURNAL PAGE: 423 ADOPTED: 07/22/1996

422 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 69

APPROVED BY MAYOR: 07/26/1996 JOURNAL PAGE: 424 ADOPTED: 07/22/1996

423 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 63

APPROVED BY MAYOR: 06/28/1996 JOURNAL PAGE: 388 ADOPTED: 06/24/1996

424 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 64

APPROVED BY MAYOR: 06/28/1996 JOURNAL PAGE: 389 ADOPTED: 06/24/1996

425 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 65

APPROVED BY MAYOR: 06/28/1996 JOURNAL PAGE: 390 ADOPTED: 06/24/1996

426 SPONSORED BY: Councillor McClamroch

DIGEST: selects Michael Duff as its appointment to the Common Construction Wage Committee and corrects Council Resolution No. 33, 1996

REFERRED TO: Whole Committee COUNCIL RESOLUTION 45

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 338 ADOPTED: 06/10/1996

427 SPONSORED BY: Councillor Gilmer

DIGEST: an appropriation of \$250,000 for the Department of Capital Asset Management, Finance and Administration Division, for public transportation services financed by a transfer within the division's Transportation General Fund

REFERRED TO: Capital Asset Management Committee FISCAL ORDINANCE 66

APPROVED BY MAYOR: 06/28/1996 JOURNAL PAGE: 396 ADOPTED: 06/24/1996

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428	SPONSORED BY: Councillor Coughenour		
	DIGEST: authorizes intersection controls for Holly Meadows subdivision (District 24)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	106
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 397	ADOPTED: 06/24/1996
429	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes intersection controls for Deer Creek subdivision, section 4 (District 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	107
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
430	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	108
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
431	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	109
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
432	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	110
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 399	ADOPTED: 06/24/1996
433	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	111
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 399	ADOPTED: 06/24/1996
434	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	112
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 400	ADOPTED: 06/24/1996
435	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	113
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 400	ADOPTED: 06/24/1996
436	SPONSORED BY: Councillor Talley		
	DIGEST: authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	114
	APPROVED BY MAYOR: 06/24/1996	JOURNAL PAGE: 401	ADOPTED: 06/24/1996

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437	SPONSORED BY: Councillor Golc		
	DIGEST: authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	115
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 401	ADOPTED: 06/24/1996
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438	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	105
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 402	ADOPTED: 06/24/1996
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439	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a change in the parking meter zone on Westfield Boulevard from College Avenue to Guilford Avenue (Districts 2, 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 402	STRICKEN: 06/24/1996
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440	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	116
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 403	ADOPTED: 06/24/1996
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441	SPONSORED BY: Councillor Tilford		
	DIGEST: authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	117
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 404	ADOPTED: 06/24/1996
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442	SPONSORED BY: Councillor Williams		
	DIGEST: congratulates Key Renaissance Middle School		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	44
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 334	ADOPTED: 06/10/1996
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443	SPONSORED BY: Councillors O'Dell, Hinkle		
	DIGEST: recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	45
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 335	ADOPTED: 06/10/1996
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444	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	46
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 336	ADOPTED: 06/10/1996
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445	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center township, Councilmanic District 16, 739 and 743 Harrison Street (approximate address) (96-Z-37)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	125
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 341	ADOPTED: 06/10/1996
446	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2511, 2515, 2517 and 2519 East Washington Street (approximate address) (96-Z-62)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	126
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 341	ADOPTED: 06/10/1996
447	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 1, 9731 East 86th Street (approximate address) (96-Z-82)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	127
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 342	ADOPTED: 06/10/1996
448	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4409 West 71st Street (approximate address) (96-Z-91)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	128
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 342	ADOPTED: 06/10/1996
449	SPONSORED BY: Councillor Curry		
	DIGEST: approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	99
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 373	ADOPTED: 06/24/1996
450	SPONSORED BY: Councillor Hinkle		
	DIGEST: amends the Industrial Zoning Ordinance of Marion County		
	REFERRED TO: Metropolitan Development Committee	GENERAL ORDINANCE	120
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 435	ADOPTED: 07/22/1996
451	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board		
	REFERRED TO: Metropolitan Development Committee	COUNCIL RESOLUTION	49
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 410	ADOPTED: 07/22/1996
452	SPONSORED BY: Councillors Dowden, Moriarty Adams		
	DIGEST: an appropriation of \$3,675,000 for the County Auditor to purchase the Service Supply Building for use as a jail, and to pay relocation and engineering costs and other expenses associated with the purchase financed by balances in the County General Fund, Contingency and Jail Reserve Accounts		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	70
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 426	ADOPTED: 07/22/1996

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453 SPONSORED BY: Councillor Borst

DIGEST: an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 75

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 543

ADOPTED: 08/05/1996

454 SPONSORED BY: Councillor McClamroch

DIGEST: calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 50

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 549

ADOPTED: 08/05/1996

455 SPONSORED BY: Councillors Coughenour, Curry

DIGEST: amends the Code concerning Capital Improvement Plans

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE 161

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 942

ADOPTED: 10/28/1996

456 SPONSORED BY: Councillor SerVaas

DIGEST: authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 122

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 529

ADOPTED: 07/22/1996

457 SPONSORED BY: Councillors SerVaas, Bradford

DIGEST: authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 123

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 530

ADOPTED: 07/22/1996

458 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a 25 mph speed limit on Whistler Drive from German Church Road to Mutz Drive (District 12)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE: 597

STRICKEN: 08/05/1996

459 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a 25 mph speed limit on Tapp Drive from Winding Hart Drive to County Line (District 12)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE: 597

STRICKEN: 08/05/1996

460 SPONSORED BY: Councillors Short, Williams

DIGEST: authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 124

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 531

ADOPTED: 07/22/1996

1996 Proposal Index

461 SPONSORED BY: Councillor Dowden

DIGEST: establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 121

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 528

ADOPTED: 07/22/1996

462 SPONSORED BY: Councillor Hinkle

DIGEST: requests the Metropolitan Development Commission to initiate and adopt amendments to the Commercial and the Special Use Zoning Ordinance so as to require that race tracks authorized to conduct pari-mutuel wagering on horse races would be permitted only in a special use district established for premises the primary or dominate use of which is for gambling activities

REFERRED TO: Metropolitan Development Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

463 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10603 Pendelton Pike (approximate address) (96-Z-21)

REFERRED TO: Whole Committee

REZONING ORDINANCE 129

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 381

ADOPTED: 06/24/1996

464 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Warren Township, Councilmanic District 13, 10750 and 10810 East Prospect Street (approximate address) (94-Z-173)

REFERRED TO: Whole Committee

REZONING ORDINANCE 130

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

465 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 7101 East 10th Street (approximate address) (96-Z-45)

REFERRED TO: Whole Committee

REZONING ORDINANCE 131

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

466 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11575 Fox Road (approximate address) (96-Z-88)

REFERRED TO: Whole Committee

REZONING ORDINANCE 132

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

467 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 3, 6102 East 86th Steet (approximate address) (96-Z-59A)

REFERRED TO: Whole Committee

REZONING ORDINANCE 133

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

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468	SPONSORED BY: Councillor Hinkle		
	DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 3, 5902 East 86th Street (approximate address) (96-Z-59B)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	134
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 382	ADOPTED: 06/24/1996
469	SPONSORED BY: Councillor Hinkle		
	DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 5, 4730 North Franklin Road (approximate address) (96-Z-99) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	135
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 382	ADOPTED: 06/24/1996
470	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 20, 512 - 514 East Perry Street (approximate address) (96-Z-92)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	136
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 382	ADOPTED: 06/24/1996
471	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 5604-5640 East 38th Street (approximate address) (96-Z-94)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	137
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 382	ADOPTED: 06/24/1996
472	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5215 North College Avenue (approximate address) (96-Z-96)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	138
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 382	ADOPTED: 06/24/1996
473	SPONSORED BY: Councillor Shambaugh		
	DIGEST: approves certain public purpose grants for support of the arts		
	REFERRED TO: Parks and Recreation Committee	GENERAL RESOLUTION	7
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 379	ADOPTED: 06/24/1996
474	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	46
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 372	ADOPTED: 06/24/1996
475	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints James Adams to the Common Construction Wage Committee for the Lawrence Township School District		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	47
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 372	ADOPTED: 06/24/1996

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476	SPONSORED BY: Councillors Coonrod, Franklin, O'Dell, Talley		
	DIGEST: an appropriation of \$123,333 for the Department of Parks and Recreation to enter into a long-term partnership agreement with the City of Lawrence to provide an enhanced and comprehensive array of parks and recreation services to the citizens of northeast Marion County financed by the unappropriated and unencumbered Parks General Fund		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 835	STRICKEN: 09/30/1996
477	SPONSORED BY: Councillors Dowden, Curry		
	DIGEST: elects to fund MECA operations in calendar year 1997 with \$2 million dollars of COIT revenue		
	REFERRED TO: Public Safety and Criminal Justice Committee	SPECIAL ORDINANCE	11
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 562	ADOPTED: 08/05/1996
478	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$60,000 for the Marion County Superior Court, Juvenile Division, to fund Child Advocates, Inc., a program to assist children who are victims of abuse, financed by a state grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	76
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 544	ADOPTED: 08/05/1996
479	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$45,000 for the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers to combat domestic violence financed by a federal grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	77
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 545	ADOPTED: 08/05/1996
480	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$8,529 for the Prosecuting Attorney to pay partial salary of an Adult Protective Services Investigator and to purchase a computer financed by a federal grant		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	78
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 546	ADOPTED: 08/05/1996
481	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$700,000 for the Public Defender Agency to fund indigent Appeal transcripts and death penalty litigation claims financed by revenues from the County General Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	79
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 547	ADOPTED: 08/05/1996
482	SPONSORED BY: Councillor Golc		
	DIGEST: authorizes a traffic signal at Holt Road and Oliver Avenue (District 17)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	126
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 598	ADOPTED: 08/05/1996
483	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes intersection controls for Allison Commons, Section 1 (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	127
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 599	ADOPTED: 08/05/1996

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484	SPONSORED BY: Councillor Dowden		
DIGEST: authorizes a multi-way stop at Sherman Drive and Lorrain Road (District 4)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	128
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 599	ADOPTED: 08/05/1996	
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485	SPONSORED BY: Councillor Bradford		
DIGEST: authorizes a multi-way stop at 58th Street and Carvel Avenue (District 7)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	129
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 600	ADOPTED: 08/05/1996	
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486	SPONSORED BY: Councillor Talley		
DIGEST: authorizes a multi-way stop at Baker Drive and Conried Drive (District 14)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	130
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 601	ADOPTED: 08/05/1996	
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487	SPONSORED BY: Councillor Black		
DIGEST: authorizes a multi-way stop at 46th Street and Sunset Avenue (District 6)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	131
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 601	ADOPTED: 08/05/1996	
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488	SPONSORED BY: Councillor Tilford		
DIGEST: authorizes a multi-way stop at 13th Street and Mitchner Avenue (District 12)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	132
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 602	ADOPTED: 08/05/1996	
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489	SPONSORED BY: Councillor Coughenour		
DIGEST: authorizes a multi-way stop at Harlan Street and Werges Avenue (District 24)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	133
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 602	ADOPTED: 08/05/1996	
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490	SPONSORED BY: Councillor Schneider		
DIGEST: authorizes a multi-way stop at Holliday Drive and Pine Drive (District 3)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	134
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 603	ADOPTED: 08/05/1996	
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491	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a multi-way stop at Post Road, Imperial Drive, and Northeastern Avenue (District 23)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	135
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 603	ADOPTED: 08/05/1996	
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492	SPONSORED BY: Councillor Williams		
DIGEST: removes parking restrictions on Central Avenue (District 22)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	136
APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 604	ADOPTED: 08/05/1996	
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493 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes parking restrictions on Dearborn Street, on the west side, from the south curbline of 10th Street to a point 200 feet south of 10th Street (District 15)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 137

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 605

ADOPTED: 08/05/1996

494 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes parking restrictions on 79th Street, both sides, from Moore Road to Fox Run Road; and on Noel Road, both sides, from 79th Street to Lafayette Road (District 1)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 142

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 920

ADOPTED: 10/14/1996

495 SPONSORED BY: Councillor Short

DIGEST: authorizes a weight limit restriction on Pine Street from I-70 (Fletcher Avenue) to Elm Street (District 21)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 143

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 920

ADOPTED: 10/14/1996

496 SPONSORED BY: Councillors Talley, Boyd

DIGEST: authorizes an audit of the City's financial affairs by the State Board of Accounts

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

497 SPONSORED BY: Councillors Talley, Black, Boyd, Brents, Gray,

DIGEST: concerns the availability of budget information

REFERRED TO: Administration and Finance Committee

COUNCIL RESOLUTION

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

498 SPONSORED BY: Councillor Borst

DIGEST: an inducement resolution for Union Camp Corporation to finance acquisition and construction of certain land, buildings, structures, machinery and equipment comprising solid waste disposal facilities included within the recycled corrugating mill to be located at 2270 South Harding Street in an amount not to exceed \$150,000,000 (District 25)

REFERRED TO: Economic Development Committee

SPECIAL RESOLUTION 48

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 415

ADOPTED: 07/22/1996

499 SPONSORED BY: Councillor Borst

DIGEST: amends S.R. No. 105, 1995 by extending the expiration date through January 31, 1997 for Banner Investments, Inc. located at 4444 Mission Drive (District 8)

REFERRED TO: Economic Development Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE: 417

STRICKEN: 07/22/1996

500 SPONSORED BY: Councillor Borst

DIGEST: amends S.R. No. 104, 1995 by extending the expiration date through January 31, 1997 for Meadows Revival, Inc. located at 38th Street and Meadows Drive (District 11)

REFERRED TO: Economic Development Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE: 417

STRICKEN: 07/22/1996

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501 SPONSORED BY: Councillor Borst

DIGEST: amends S.O. No. 3, 1996 authorizing certain amendments to the previously-issued and outstanding \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Housing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project), the proceeds of which were used to finance the acquisition and rehabilitation of the 240-unit apartment complex located at 4000 North Franklin Road and approving and authorizing other actions in respect thereto (District 12)

REFERRED TO: Economic Development Committee SPECIAL ORDINANCE 10

APPROVED BY MAYOR: 07/26/1996 JOURNAL PAGE: 418 ADOPTED: 07/22/1996

502 SPONSORED BY: Councillor Curry

DIGEST: amends Chapter 851 of the Revised Code concerning cable television

REFERRED TO: Rules and Public Policy Committee GENERAL ORDINANCE 125

APPROVED BY MAYOR: 08/16/1996 JOURNAL PAGE: 563 ADOPTED: 08/05/1996

503 SPONSORED BY: Councillor Curry

DIGEST: approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis

REFERRED TO: Rules and Public Policy Committee SPECIAL ORDINANCE 12

APPROVED BY MAYOR: 08/16/1996 JOURNAL PAGE: 595 ADOPTED: 08/05/1996

504 SPONSORED BY: Councillor Curry

DIGEST: approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Comcast Cablevision of Indianapolis, L.P.

REFERRED TO: Rules and Public Policy Committee SPECIAL ORDINANCE 13

APPROVED BY MAYOR: 08/16/1996 JOURNAL PAGE: 597 ADOPTED: 08/05/1996

505 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2053 South Shelby Street (approximate address) (96-Z-79)

REFERRED TO: Whole Committee REZONING ORDINANCE 139

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 419 ADOPTED: 07/22/1996

506 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6911 Brookville Road (approximate address) (96-Z-81)

REFERRED TO: Whole Committee REZONING ORDINANCE 140

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 420 ADOPTED: 07/22/1996

507 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 713 and 735 Lord Street and 722, 728, 732, 734, and 738 Harrison Street (approximate address) (96-Z-83)

REFERRED TO: Whole Committee REZONING ORDINANCE 141

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 420 ADOPTED: 07/22/1996

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508	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2815 North Ritter Avenue (approximate address) (96-Z-100)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	142
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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509	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9150 East 10th Street (approximate address) (96-Z-101)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	143
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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510	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1111 East 61st Street (approximate address) (96-Z-104)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	144
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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511	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 600, 608, 612, 614 Massachusetts Avenue and 613-615, 625 and 631 North East Street (approximate address) (96-Z-105)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	145
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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512	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8501 Rockville Road (approximate address) (96-Z-108)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	146
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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513	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6005-6031 East Washington Street and 17 South Arlington Avenue (approximate address) (95-Z-221) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	147
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 420	ADOPTED: 07/22/1996
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514	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 3833 North Layman Avenue (approximate address) (96-Z-90)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	148
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
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515	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3042 East 10th Street (approximate address) (96-Z-97)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	149
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996

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516	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3102 East 10th Street (approximate address) (96-Z-106)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	150
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
517	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7002 North Michigan Road (approximate address) (96-Z-109) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	151
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
518	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8420 Brookville Road (approximate address) (96-Z-111)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	152
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
519	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8301 West 86th Street (approximate address) (96-Z-116) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	153
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
520	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7601 East Thompson Road and 5401 Five Points Road (approximate address) (96-Z-121)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	154
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
521	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3504 North Shadeland Avenue (approximate address) (96-Z-122)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	155
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
522	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1802 North Cumberland Road (approximate address) (96-CP-13Z) (96-CP-10)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	156
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 421	ADOPTED: 07/22/1996
523	SPONSORED BY: Councillor Franklin		
	DIGEST: amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications		
	REFERRED TO: Administration and Finance Committee	GENERAL ORDINANCE	138
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 837	ADOPTED: 09/30/1996

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524	SPONSORED BY: Councillor Schneider		
	DIGEST: approves the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	50
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 611	ADOPTED: 08/19/1996
525	SPONSORED BY: Councillor Coughenour		
	DIGEST: an appropriation of \$250,000 for the Department of Administration, Indianapolis Fleet Services Division, to pay for cost overruns due to the snow removal of 1996 and the purchase of a new wrecker financed by a transfer within the division's Consolidated County Fund		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	81
	APPROVED BY MAYOR: 08/23/1990	JOURNAL PAGE: 624	ADOPTED: 08/19/1996
526	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$10,000 for the County Sheriff to fund a portion of a contractual staff person for Crime Stoppers financed by a transfer within the department's County General Fund		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	82
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE: 625	ADOPTED: 08/19/1996
527	SPONSORED BY: Councillor Dowden		
	DIGEST: an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	83
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE: 642	ADOPTED: 09/09/1996
528	SPONSORED BY: Councillor Coughenour		
	DIGEST: an appropriation of \$300,000 for the Department of Public Works, Maintenance Operations Division, to pay for cost overruns due to the snow removal of 1996 financed by a federal grant		
	REFERRED TO: Public Works Committee	FISCAL ORDINANCE	80
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE: 622	ADOPTED: 08/19/1996
529	SPONSORED BY: Councillor Coughenour		
	DIGEST: an appropriation of \$275,000 for the Department of Public Works, Solid Waste Administration, to pay for unanticipated overtime financed by a transfer within the division's Solid Waste Collection Fund		
	REFERRED TO: Public Works Committee	S.W.C.S.S.D.F.O.	2
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE: 626	ADOPTED: 08/19/1996
530	SPONSORED BY: Councillor Coughenour		
	DIGEST: an appropriation of \$700,000 for the Department of Public Works, Maintenance Operations Division, to pay for the removal of debris financed from the Solid Waste Collection Fund balances		
	REFERRED TO: Public Works Committee	S.W.C.S.S.D.F.O.	1
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE: 623	ADOPTED: 08/19/1996
531	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes a traffic signal at Fox Hill Road and Michigan Road (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	144
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 921	ADOPTED: 10/14/1996

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532	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes intersection controls for Cherry Lakes Subdivision, Section 8 (District 5)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	145
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 921	ADOPTED: 10/14/1996
533	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes a multi-way stop at 79th Street and Oaklandon Road (District 5)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	146
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 922	ADOPTED: 10/14/1996
534	SPONSORED BY: Councillor Cockrum		
	DIGEST: authorizes a multi-way stop at Hadleigh Drive, High School Road southbound and Hanna Avenue (District 19)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	147
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 922	ADOPTED: 10/14/1996
535	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes multi-way stops at Johnson Road at 65th Street, Lowanna Way, and Creekside Lane (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	148
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 923	ADOPTED: 10/14/1996
536	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes multi-way stops at Hampton Circle and Narragansett Court and Pawtucket Court, and at Hampton Circle and New London Court (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
537	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at Carrollton Avenue and 44th Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	149
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 924	ADOPTED: 10/14/1996
538	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at Washington Boulevard and 33rd Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
539	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes parking restrictions on Meridian Street from 400 feet south of Epler Avenue to Dudley Avenue (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	150
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 924	ADOPTED: 10/14/1996

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540	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes a weight limit restriction on Brookville Road from Bradley Street to Emerson Avenue (Districts 13)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	162
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 950	ADOPTED: 10/28/1996
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541	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes one-hour parking meters on University Boulevard, on the east side, from a point 174 feet north of New York Street to a point 483 feet north of New York Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	151
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 925	ADOPTED: 10/14/1996
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542	SPONSORED BY: Councillor Dowden		
	DIGEST: the annual budget for the Police Special Service District for 1997		
	REFERRED TO: Public Safety and Criminal Justice Committee	P.S.S.D.F.O.	1
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 660	ADOPTED: 09/30/1996
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543	SPONSORED BY: Councillor Dowden		
	DIGEST: the annual budget for the Fire Special Service District for 1997		
	REFERRED TO: Public Safety and Criminal Justice Committee	F.S.S.D.F.O.	1
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 666	ADOPTED: 09/30/1996
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544	SPONSORED BY: Councillor Coughenour		
	DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1997		
	REFERRED TO: Public Works Committee	S.W.C.S.S.D.F.O.	3
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 672	ADOPTED: 09/30/1996
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545	SPONSORED BY: Councillor McClamroch		
	DIGEST: the annual budget for the Revenue Bonds Debt Service Funds for 1997		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	91
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 701	ADOPTED: 09/30/1996
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546	SPONSORED BY: Councillor Franklin		
	DIGEST: the annual budget for the Marion County Office of Family and Children for 1997		
	REFERRED TO: Community Affairs Committee	FISCAL ORDINANCE	92
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 713	ADOPTED: 09/30/1996
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547	SPONSORED BY: Councillor McClamroch		
	DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1997		
	REFERRED TO: Public Safety and Criminal Justice Committee	FISCAL ORDINANCE	93
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 724	ADOPTED: 09/30/1996
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548	SPONSORED BY: Councillor McClamroch		
	DIGEST: the annual budget for Indianapolis and Marion County for 1997		
	REFERRED TO: Various Committee	FISCAL ORDINANCE	94
	APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 735	ADOPTED: 09/30/1996

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549	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3701-3731 North Keystone Avenue (approximate address) (96-Z-84)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	157
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 542	ADOPTED: 08/05/1996
550	SPONSORED BY: Councillor O'Dell		
	DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	9
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 677	ADOPTED: 09/30/1996
551	SPONSORED BY: Councillor O'Dell		
	DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	10
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 681	ADOPTED: 09/30/1996
552	SPONSORED BY: Councillor O'Dell		
	DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	11
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 685	ADOPTED: 09/30/1996
553	SPONSORED BY: Councillor O'Dell		
	DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	12
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 692	ADOPTED: 09/30/1996
554	SPONSORED BY: Councillor O'Dell		
	DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation		
	REFERRED TO: Municipal Corporations Committee	GENERAL RESOLUTION	13
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 696	ADOPTED: 09/30/1996
555	SPONSORED BY: Councillor Williams		
	DIGEST: restricts the use of public funds not budgeted for that purpose to settle employment litigation		
	REFERRED TO: Administration and Finance Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE: 1060	STRICKEN: 12/16/1996
556	SPONSORED BY: Councillor Shambaugh		
	DIGEST: an appropriation of \$4,000,000 for the Department of Parks and Recreation to make capital improvements at Garfield Park financed by a grant from Lilly Endowment		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	84
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE: 643	ADOPTED: 09/09/1996

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557 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$724,123 for the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center financed by revenues in the Consolidated County and Federal Grants Funds

REFERRED TO: Metropolitan Development Committee

FISCAL ORDINANCE 85

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 644

ADOPTED: 09/09/1996

558 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,326 for the Prosecuting Attorney to train deputy prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 86

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 645

ADOPTED: 09/09/1996

559 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$89,957 for the Prosecuting Attorney to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock, and Boone Counties financed by state and federal grants

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 87

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 646

ADOPTED: 09/09/1996

560 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$19,743 in the State and Federal Grants Fund for the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor to restore the six percent decrease in the original award for the expedited trial grant that was a result of the federal budget not being approved on the date of the original grant award

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 88

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 647

ADOPTED: 09/09/1996

561 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$3,744 in the State and Federal Grants Fund for the Marion County Public Defender Agency and County Auditor to restore the six percent decrease in the original award of the alternative sentencing grant that was a result of the federal budget not being approved on the date of the original grant award

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 89

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 648

ADOPTED: 09/09/1996

562 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$318,874 to provide funding for training and anti-gang initiatives for the Department of Public Safety, Police Division, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 90

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 649

ADOPTED: 09/09/1996

563 SPONSORED BY: Councillors Boyd, Black, Borst, Brents,

DIGEST: remembers the life of Reverend Andrew J. Brown

REFERRED TO: Whole Committee

SPECIAL RESOLUTION 51

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 610

ADOPTED: 08/19/1996

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564 SPONSORED BY: Councillor SerVaas

DIGEST: concerns the Marion County Court Unification

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

565 SPONSORED BY: Councillor Borst

DIGEST: a special ordinance for Indiana Veneers Corp. to proceed with the acquisition of machinery, equipment and/or other fixtures and the expansion of the existing building located at 1121 East 24th Street in an amount not to exceed \$1,000,000 (District 10)

REFERRED TO: Economic Development Committee

SPECIAL ORDINANCE 14

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 613

ADOPTED: 08/19/1996

566 SPONSORED BY: Councillor Borst

DIGEST: a special ordinance for Willowbrook Affordable Housing Corp. to proceed with the acquisition, renovation and equipping of the existing 385-unit multi-family residential rental facility consisting of 12 buildings located at 4803 Round Lake Road on approximately 28.44 acres of land, as well as the acquisition, construction and installation of various site improvements at the facility in an amount not to exceed \$17,005,000 (Willowbrook Apartments Project) (District 4)

REFERRED TO: Economic Development Committee

SPECIAL ORDINANCE 15

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 616

ADOPTED: 08/19/1996

567 SPONSORED BY: Councillor Borst

DIGEST: amends S.R. No. 4, 1996 by extending the expiration date for the Archdiocese of Indianapolis through February 28, 1997 to proceed with the renovation, enlargement and refinancing of its educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)

REFERRED TO: Economic Development Committee

SPECIAL RESOLUTION 52

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 618

ADOPTED: 08/19/1996

568 SPONSORED BY: Councillor Borst

DIGEST: amends S.O. No. 6, 1996 as it pertains to the definition of "Qualified Investments" contained in the Original Loan Agreement with respect to the previously-issued and outstanding \$7,000,000 City of Indianapolis Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project), the proceeds of which were used to (i) finance the costs of the acquisition, renovation and equipping of the existing 352-unit multi-family residential facility located at 6875 Faris Avenue on approximately 22.11 acres of land, and (ii) the acquisition, construction and installation of various site improvements at the facility located at 6875 Faris Avenue (District 12)

REFERRED TO: Economic Development Committee

SPECIAL ORDINANCE 16

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 619

ADOPTED: 08/19/1996

569 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8801 Brookville Road (approximate address) 95-Z-199A

REFERRED TO: Whole Committee

REZONING ORDINANCE 158

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

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570	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8601 Brookville Road (approximate address) 95-Z-199B		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	159
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 620	ADOPTED: 08/19/1996
571	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2001 South Franklin Road (approximate address) 95-Z-199C (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	160
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 620	ADOPTED: 08/19/1996
572	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 Brookville Road (approximate address) 95-Z-199D (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	161
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 620	ADOPTED: 08/19/1996
573	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 17, 1902 West Morris Street (approximate address) 96-Z-85 (96-DP-8)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	162
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 620	ADOPTED: 08/19/1996
574	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 730 East Washington Street and 752 East Market Street (approximate address) 96-Z-144		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	163
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 621	ADOPTED: 08/19/1996
575	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4001 South Emerson Avenue (approximate address) 96-Z-118		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	164
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 621	ADOPTED: 08/19/1996
576	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8433 Nuckols Lane (approximate address) 96-Z-112		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	165
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 621	ADOPTED: 08/19/1996
577	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5155 South Emerson Avenue (approximate address) 96-Z-120		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	166
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 621	ADOPTED: 08/19/1996

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578 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10145 Hermosa Drive (approximate address) 96-Z-128

REFERRED TO: Whole Committee

REZONING ORDINANCE 167

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

579 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7751 Pershing Road (approximate address) 96-CP-20Z

REFERRED TO: Whole Committee

REZONING ORDINANCE 168

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

580 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3940 West 71st Street (approximate address) 96-CP-22Z (96-DP-13)

REFERRED TO: Whole Committee

REZONING ORDINANCE 169

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

581 SPONSORED BY: Councillors Smith, McClamroch, Moores,

DIGEST: an appropriation of \$2,330 for the Franklin Township Assessor to pay salary increases and fringes for five full-time employees financed from the County General Fund balances

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 117

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 994

ADOPTED: 11/25/1996

582 SPONSORED BY: Councillor Franklin

DIGEST: a transfer of \$94,500 in the County General Fund for the Cooperative Extension Service to correct Fiscal Ordinance No. 68, 1996, which appropriated the funds in the wrong character

REFERRED TO: Community Affairs Committee

FISCAL ORDINANCE 107

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 915

ADOPTED: 10/14/1996

583 SPONSORED BY: Councillors Tilford, Borst, Jones, McClamroch,

DIGEST: approves the Metropolitan Development Commission's determination that the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Redevelopment Act

REFERRED TO: Economic Development Committee

GENERAL RESOLUTION 14

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 876

ADOPTED: 09/30/1996

584 SPONSORED BY: Councillor Dowden

DIGEST: amends the Code by changing leave benefits and hours worked by sworn firefighters

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 139

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 877

ADOPTED: 09/30/1996

585 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex financed by a grant from the United States Marshals Service

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 96

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 903

ADOPTED: 10/14/1996

1996 Proposal Index

586 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$66,000 for the Marion County Superior Court to provide additional funds for the balance of 1996 financed by revenues in the Juvenile Probation Fees Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 97

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 904

ADOPTED: 10/14/1996

587 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 98

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 905

ADOPTED: 10/14/1996

588 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 99

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 906

ADOPTED: 10/14/1996

589 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 100

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 906

ADOPTED: 10/14/1996

590 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 101

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 907

ADOPTED: 10/14/1996

591 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$175,000 for the Marion County Justice Agency to pay contractual data processing charges financed by a transfer within the Justice Agency's and County Auditor's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 108

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 916

ADOPTED: 10/14/1996

592 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 102

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 908

ADOPTED: 10/14/1996

593 SPONSORED BY: Councillor Massie

DIGEST: authorizes intersection controls for Perry Lakes Subdivision (District 20)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 152

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 925

ADOPTED: 10/14/1996

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594	SPONSORED BY: Councillors Coughenour, Massie		
	DIGEST: authorizes a multi-way stop at Edwards Avenue and State Avenue (Districts 20, 24)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	153
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 926	ADOPTED: 10/14/1996
595	SPONSORED BY: Councillor Talley		
	DIGEST: authorizes a multi-way stop at 46th Street and McCoy Street (Districts 5, 14)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	154
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 926	ADOPTED: 10/14/1996
596	SPONSORED BY: Councillor Short		
	DIGEST: authorizes a multi-way stop at Lexington Avenue and Pine Street (District 21)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	155
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 927	ADOPTED: 10/14/1996
597	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a multi-way stop at Hampton Circle, Narragansett Court and Pawtucket Court, and at Hampton Circle and New Longdon Court (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	WITHDRAWN: 09/09/1996
598	SPONSORED BY: Councillor O'Dell		
	DIGEST: authorizes a multi-way stop at Midnight Drive and Tanninger Drive, and at Tanninger Drive and Timber Creek Drive (District 13)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	156
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 927	ADOPTED: 10/14/1996
599	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes a change in speed limit from 25 mph to 35 mph on 86th Street between Oaklandon Road and County Line Road (District 5)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	157
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 928	ADOPTED: 10/14/1996
600	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes parking restrictions on the south side of 13th Street from Delaware Street to a point 242 feet east of Delaware Street (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	158
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 928	ADOPTED: 10/14/1996
601	SPONSORED BY: Councillor Black		
	DIGEST: authorizes the deletion of parking restrictions on the west side of Hinesley Avenue from 46th Street to the first alley north of 46th Street (District 6)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	159
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 929	ADOPTED: 10/14/1996

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602	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes the removal of the traffic signal located on Sherman Drive at Thomson Consumer Electronics Access Drive (800 N) (District 15)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	160
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 929	ADOPTED: 10/14/1996
603	SPONSORED BY: Councillor Curry		
	DIGEST: adopts public policy regulating commercial uses of the public rights-of-way by amending the Revised Code to add Chapter 645 which establishes procedures for the registration and franchising of such uses		
	REFERRED TO: Rules and Public Policy Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
604	SPONSORED BY: Councillors Hinkle, McClamroch		
	DIGEST: recognizes state high school golf champion Kevin Newell		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	53
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE: 632	ADOPTED: 09/09/1996
605	SPONSORED BY: Councillors Hinkle, Cockrum, Golc,		
	DIGEST: recognizes the Odyssey of the Mind competition state winning team from Wayne Township Schools		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	54
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE: 632	ADOPTED: 09/09/1996
606	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints James O. Dillard to the Speedway Library Board		
	REFERRED TO: Municipal Corporations Committee	COUNCIL RESOLUTION	53
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 987	ADOPTED: 11/25/1996
607	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3655 South Rural Street (approximate address) (96-Z-115)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	170
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 636	ADOPTED: 09/09/1996
608	SPONSORED BY: Councillor Hinkle		
	DIGEST: proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	271
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1052	ADOPTED: 12/16/1996
609	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3950 Division Street (approximate address) (96-CP-17Z) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	171
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 636	ADOPTED: 09/09/1996

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610	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9601 East Rawles Road and 9602 East Prospect Street (approximate address) (96-Z-86/96-DP-9)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	172
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
611	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11750 and 11501 East 46th Street and 5201 North German Church Road (approximate address) (96-Z-124/96-DP-12)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	173
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
612	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8155 Oaklandon Road (approximate address) (96-Z-49)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	174
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
613	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4227 East 46th Street (approximate address) (96-Z-102) (Corrected)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	175
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
614	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4401 Moller Road (approximate address) (96-Z-119) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	176
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
615	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9405 Whitley Drive (approximate address) (96-Z-131)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	177
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
616	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 449 South Pennsylvania Street (approximate address) (96-Z-13)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	178
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996
617	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4051 Eastern Avenue (approximate address) (96-Z-133)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	179
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996

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618	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 10950 Southeastern Avenue (approximate address) (96-Z-134)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	180	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 637	ADOPTED: 09/09/1996	
619	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8350 Matthews Road (rear) (approximate address) (96-Z-137)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	181	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 638	ADOPTED: 09/09/1996	
620	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6810 East 10th Street (approximate address) (96-Z-140)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	182	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 638	ADOPTED: 09/09/1996	
621	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 45, 47 and 50 South Main Street, Southport (approximate address) (95-Z-128A) (Amended)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	183	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 638	ADOPTED: 09/09/1996	
622	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 907 East Michigan Street (approximate address) (96-Z-77)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	184	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 638	ADOPTED: 09/09/1996	
623	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7601 West 21st Street and 1801 Pele Place (approximate address) (96-Z-117)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	185	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 638	ADOPTED: 09/09/1996	
624	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1725 South Raceway Road (approximate address) (96-Z-142A)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	186	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 639	ADOPTED: 09/09/1996	
625	SPONSORED BY: Councillor Hinkle			
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2301 South Raceway Road (approximate address) (96-Z-142B)			
	REFERRED TO: Whole Committee	REZONING ORDINANCE	187	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 639	ADOPTED: 09/09/1996	

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626 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 401 South Summitcrest Drive (approximate address) (96-Z-78) (Amended)

REFERRED TO: Whole Committee

REZONING ORDINANCE 188

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

627 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6501 Cooper Road (approximate address) (96-Z-139)

REFERRED TO: Whole Committee

REZONING ORDINANCE 189

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

628 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 437, 441, 447 North Fulton and 434 North Davidson (approximate address) (96-Z-148)

REFERRED TO: Whole Committee

REZONING ORDINANCE 190

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

629 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4811 South High School road and 6201 Mooresville Road (approximate address) (96-Z-135A) (Amended)

REFERRED TO: Whole Committee

REZONING ORDINANCE 191

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

630 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4811 South High School Road and 6201 Mooresville Road (approximate address) (96-Z-135B) (Amended)

REFERRED TO: Whole Committee

REZONING ORDINANCE 192

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

631 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5510 Shelbyville Road (approximate address) (96-Z-136)

REFERRED TO: Whole Committee

REZONING ORDINANCE 193

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

632 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 2975 Dr. Martin Luther King Jr. Street and 709-721 West 30th Street (approximate address) (96-Z-146)

REFERRED TO: Whole Committee

REZONING ORDINANCE 194

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

633 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10602-10614 East 25th Street (approximate address) (96-Z-147)

REFERRED TO: Whole Committee

REZONING ORDINANCE 195

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

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634	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 450 West Ohio Street (approximate address) (96-Z-149) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	196
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
635	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4845 Southeastern Avenue (approximate address) (96-Z-150)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	197
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
636	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3702 West Minnesota Street (approximate address) (96-Z-151)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	198
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
637	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2910 West Minnesota Street (approximate address) (96-Z-152)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	199
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
638	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2551 North Emerson Avenue (approximate address) (96-Z-153)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	200
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
639	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3892 West 62nd Street (rear) (approximate address) (96-Z-154)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	201
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 640	ADOPTED: 09/09/1996
640	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5950 West 52nd Street (approximate address) (96-CP-23Z/96-DP-7)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	202
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 641	ADOPTED: 09/09/1996

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641 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$290,000 in the Information Services Internal Service Fund for the Information Services Agency to pay increases in the wiring contract and voice mail maintenance contract, and in the increased telephone charges associated with supporting over 5,000 telephone lines financed by revenues from telephone customers

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 103

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 909

ADOPTED: 10/14/1996

642 SPONSORED BY: Councillor Dowden

DIGEST: seeks authorization for Mayor Goldsmith, as Chief Executive, to execute a lease on behalf of Marion County with the Indianapolis-Marion County Building Authority for real estate located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

REFERRED TO: Public Safety and Criminal Justice Committee

GENERAL ORDINANCE 140

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 910

ADOPTED: 10/14/1996

643 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$725,294 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from April through August of 1996 financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 104

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 912

ADOPTED: 10/14/1996

644 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$6,093 in the County General Fund from the Marion County Superior Court and County Auditor to the Prosecuting Attorney for the purpose of contracting with the Family Advocacy Center to provide a staff person to initiate protective orders

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 109

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 917

ADOPTED: 10/14/1996

645 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$15,612 for the Prosecuting Attorney to continue the domestic violence emergency shelter and out-patient programs through the Salvation Army financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 105

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 913

ADOPTED: 10/14/1996

646 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$234,077 to provide a violent crime enforcement experiment for the Department of Public Safety, Police Division, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 106

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 914

ADOPTED: 10/14/1996

647 SPONSORED BY: Councillor McClamroch

DIGEST: an appointment of William R. Haworth to the Common Construction Wage Committee

REFERRED TO: Whole Committee

COUNCIL RESOLUTION 51

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 655

ADOPTED: 09/30/1996

1996 Proposal Index

648	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5401 East Southport Road (approximate address) (96-Z-155)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	203
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 657	ADOPTED: 09/30/1996
649	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2139 North German Church Road (approximate address) (96-Z-93a) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	204
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 657	ADOPTED: 09/30/1996
650	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2101 North German Church Road (approximate address) (96-Z-93b)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	205
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 657	ADOPTED: 09/30/1996
651	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1740 South High School Road (approximate address) (96-Z-158)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	206
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 657	ADOPTED: 09/30/1996
652	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8202 Allisonville Road (approximate address) (96-Z-164)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	207
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 657	ADOPTED: 09/30/1996
653	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6161-6199 East English Avenue (approximate address) (96-Z-165)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	208
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 658	ADOPTED: 09/30/1996
654	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6813 East 21st Street (approximate address) (96-Z-166)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	209
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 658	ADOPTED: 09/30/1996
655	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4214 East Raymond Street (approximate address) (96-Z-170)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	210
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 658	ADOPTED: 09/30/1996

1996 Proposal Index

656 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7927 Laverne Drive (approximate address) (96-Z-171)

REFERRED TO: Whole Committee

REZONING ORDINANCE 211

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 658

ADOPTED: 09/30/1996

657 SPONSORED BY: Councillor Williams

DIGEST: amends the Revised Code concerning the establishment of an internal audit agency

REFERRED TO: Rules and Public Policy Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

658 SPONSORED BY: Councillors Boyd, Talley, Gray

DIGEST: requests Council action on monitoring of Police Department

REFERRED TO: Public Safety and Criminal Justice Committee

SPECIAL RESOLUTION

APPROVED BY MAYOR: / /

JOURNAL PAGE: 991

STRICKEN: 11/25/1996

659 SPONSORED BY: Councillor Schneider

DIGEST: an appropriation transferring \$2,636 in the County General Fund for the County Coroner to increase part-time deputy coroners due to an increased case load

REFERRED TO: Administration and Finance Committee

FISCAL ORDINANCE 121

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1005

ADOPTED: 11/25/1996

660 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 111

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 977

ADOPTED: 11/11/1996

661 SPONSORED BY: Councillor Borst

DIGEST: an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 114

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 980

ADOPTED: 11/11/1996

662 SPONSORED BY: Councillor Curry

DIGEST: concerns cable television

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 65

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 945

ADOPTED: 10/28/1996

663 SPONSORED BY: Councillor Curry

DIGEST: regarding telecommunications policy

REFERRED TO: Rules and Public Policy Committee

SPECIAL RESOLUTION 66

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 947

ADOPTED: 10/28/1996

1996 Proposal Index

664	SPONSORED BY: Councillor Curry		
	DIGEST: regarding local government's authority over the public rights-of-way		
	REFERRED TO: Rules and Public Policy Committee	SPECIAL RESOLUTION	67
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 948	ADOPTED: 10/28/1996
665	SPONSORED BY: Councillor Curry		
	DIGEST: regarding cellular and satellite antenna zoning preemption		
	REFERRED TO: Rules and Public Policy Committee	SPECIAL RESOLUTION	68
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 949	ADOPTED: 10/28/1996
666	SPONSORED BY: Councillor SerVaas		
	DIGEST: authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	163
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 951	ADOPTED: 10/28/1996
667	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	164
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 952	ADOPTED: 10/28/1996
668	SPONSORED BY: Councillor Coughenour		
	DIGEST: authorizes a multi-way stop for Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	165
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 952	ADOPTED: 10/28/1996
669	SPONSORED BY: Councillor Golc		
	DIGEST: authorizes a multi-way stop at Market Street and Vine Street (District 17)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	166
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 953	ADOPTED: 10/28/1996
670	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	167
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 953	ADOPTED: 10/28/1996
671	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	168
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 954	ADOPTED: 10/28/1996
672	SPONSORED BY: Councillor Short		
	DIGEST: authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	169
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 954	ADOPTED: 10/28/1996

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673	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	170
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 955	ADOPTED: 10/28/1996
674	SPONSORED BY: Councillor Gilmer		
	DIGEST: authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	171
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 956	ADOPTED: 10/28/1996
675	SPONSORED BY: Councillor Borst		
	DIGEST: authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	172
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 956	ADOPTED: 10/28/1996
676	SPONSORED BY: Councillor Short		
	DIGEST: remembers the life of Jack E. Reich		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	55
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 886	ADOPTED: 10/14/1996
677	SPONSORED BY: Councillor Franklin		
	DIGEST: recognizes Pearl White Wheeler		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	56
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 887	ADOPTED: 10/14/1996
678	SPONSORED BY: Councillors Curry, Coughenour, SerVaas		
	DIGEST: recognizes WCTY Cable TV 16 for earning national awards		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	57
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 887	ADOPTED: 10/14/1996
679	SPONSORED BY: Councillors Hinkle, SerVaas		
	DIGEST: recognizes the World War II 64th Troop Carrier Group veterans		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	58
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 888	ADOPTED: 10/14/1996
680	SPONSORED BY: Councillor Borst		
	DIGEST: a special ordinance for the Archdiocese of Indianapolis authorizing the design, acquisition, construction, equipping and furnishing of educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)		
	REFERRED TO: Economic Development Committee	SPECIAL ORDINANCE	17
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 892	ADOPTED: 10/14/1996

1996 Proposal Index

681	SPONSORED BY: Councillor Borst		
DIGEST: extends S.R. 39, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	59
APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 895	ADOPTED: 10/14/1996	
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682	SPONSORED BY: Councillor Borst		
DIGEST: extends S.R. 31, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 and 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	60
APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 896	ADOPTED: 10/14/1996	
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683	SPONSORED BY: Councillor Borst		
DIGEST: an Inducement Resolution for Ripple Creek, L.P. in an amount not to exceed \$11,500,000 to proceed with the acquisition and rehabilitation of the existing 400-unit Brittany Woods Apartment located at 5018 LeMans Drive (Ripple Creek, L.P. Project) (District 6)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	61
APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 897	ADOPTED: 10/14/1996	
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684	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for CenterTownship, Councilmanic District 25, 382 East Morris Street and 1104 South East Street (approximate address) (96-Z-113 Amended)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	212
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 898	ADOPTED: 10/14/1996	
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685	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8610 West Washington Street and 2101 South Bridgeport Road (approximate address) (96-Z-123)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	213
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 898	ADOPTED: 10/14/1996	
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686	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 702 East South County Line Road (rear) and 6850 Buffalo Run Drive (approximate address) (96-Z-179)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	214
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996	
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687	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5101 U.S. 31 South (approximate address) (96-Z-196)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	215
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996	

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688	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 440 South Bridgeport Road (approximate address) (96-Z-161)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	216
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
689	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 782 North Concord Street (approximate address) (96-Z-190)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	217
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
690	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 527 Leon Street (approximate address) (96-Z-162)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	218
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
691	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 6255 Knollton Road (approximate address) (96-Z-138)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	219
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
692	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1850 South Muessing Road (approximate address) (96-Z-160)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	220
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
693	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 279, 281 North Addison Street and 282, 278 North Bellevue Place (approximate address) (96-Z-173)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	221
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 899	ADOPTED: 10/14/1996
694	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 6945 West Morris Street (approximate address) (96-Z-175)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	222
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 900	ADOPTED: 10/14/1996
695	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 1701 East 38th Street, 3743-3755 North Sutherland Avenue, and 3721-3739 North Schofield Avenue (approximate address) (96-Z-176)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	223
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 900	ADOPTED: 10/14/1996

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696	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2301 Post Drive (approximate address) (96-Z-177)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	224
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 900	ADOPTED: 10/14/1996	
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697	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7625 Knapp Road (approximate address) (96-CP-28Z) (96-DP-14)			
REFERRED TO: Whole Committee		REZONING ORDINANCE	225
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 900	ADOPTED: 10/14/1996	
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698	SPONSORED BY: Councillor Hinkle		
DIGEST: an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance			
REFERRED TO: Metropolitan Development Committee		FISCAL ORDINANCE	110
APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 941	ADOPTED: 10/28/1996	
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699	SPONSORED BY: Councillor McClamroch		
DIGEST: establishes a Task Force on Court Related Budgeting			
REFERRED TO: Whole Committee		COUNCIL RESOLUTION	52
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 889	ADOPTED: 10/14/1996	
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700	SPONSORED BY: Councillor Hinkle		
DIGEST: amends the Zoning Ordinance of Marion County concerning "nonconforming uses" (96-AO-4)			
REFERRED TO: Metropolitan Development Committee		GENERAL ORDINANCE	173
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1007	ADOPTED: 11/25/1996	
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701	SPONSORED BY: Councillor Hinkle		
DIGEST: a transfer between characters of \$150,000 in the Redevelopment General Fund to allow correct accounting treatment for certain expenditures in the facade improvement program for the Department of Metropolitan Development, Division of Economic and Housing Development			
REFERRED TO: Metropolitan Development Committee		FISCAL ORDINANCE	122
APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1014	ADOPTED: 11/25/1996	
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702	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$22,684 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	125
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1053	ADOPTED: 12/16/1996	
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703	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	112
APPROVED BY MAYOR: 11/15/1996	JOURNAL PAGE: 978	ADOPTED: 11/11/1996	
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1996 Proposal Index

704 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$12,000 in the County General Fund for the Public Defender Agency to pay telephone expenses financed by reimbursements from the Sheriff's Department

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 126

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1054

ADOPTED: 12/16/1996

705 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 115

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 981

ADOPTED: 11/11/1996

706 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 113

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 979

ADOPTED: 11/11/1996

707 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance

REFERRED TO: Public Safety and Criminal Justice Committee

FISCAL ORDINANCE 116

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 982

ADOPTED: 11/11/1996

708 SPONSORED BY: Councillor Massie

DIGEST: authorizes a weight limit restriction on Webb Street from Raymond Street to LeGrande Avenue (District 20)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

709 SPONSORED BY: Councillor Williams

DIGEST: authorizes a loading zone for George Wood Associates at 870 Massachusetts Avenue (District 22)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE 179

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1072

ADOPTED: 12/16/1996

710 SPONSORED BY: Councillor Brents

DIGEST: authorizes a change in bus zones from (1) Washington Street and Delaware Street to Washington Street and Senate Street, and (2) Pennsylvania Street and Ohio Street to Pennsylvania Street and Market Street (District 16)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

711 SPONSORED BY: Councillor Dowden

DIGEST: congratulates the Animal Control Division for their national award

REFERRED TO: Whole Committee

SPECIAL RESOLUTION 62

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 935

ADOPTED: 10/28/1996

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712	SPONSORED BY: Councillor Coughenour		
	DIGEST: congratulates the WREP Wastewater Olympics team		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	63
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 936	ADOPTED: 10/28/1996
713	SPONSORED BY: Councillor Williams		
	DIGEST: approves certain public purpose grant for support of the arts		
	REFERRED TO: Parks and Recreation Committee	GENERAL RESOLUTION	15
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1016	ADOPTED: 11/25/1996
714	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9704 East 63rd Street (approximate address) (96-Z-145/96-DP-15)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	226
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996
715	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 521 East North Street (approximate address) (96-Z-198)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	227
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996
716	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8101 E. Southport Road (approximate address) (96-Z-42/96-DP-4) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	228
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996
717	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2008 and 2014 N. Post Road (approximate address) (96-Z-125) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	229
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996
718	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8960 W. 21st Street (approximate address) (96-Z-174)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	230
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996
719	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10614 E. 25th Street (approximate address) (96-Z-182)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	231
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 939	ADOPTED: 10/28/1996

1996 Proposal Index

720 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4190 W. 56th Street (approximate address) (96-Z-183)

REFERRED TO: Whole Committee

REZONING ORDINANCE 232

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

721 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 9, 3361 N. Georgetown Road (approximate address) (96-Z-186)

REFERRED TO: Whole Committee

REZONING ORDINANCE 233

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

722 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1702 N. Illinois Street (approximate address) (96-Z-188)

REFERRED TO: Whole Committee

REZONING ORDINANCE 234

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

723 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3801 N. Temple Avenue (approximate address) (96-Z-189)

REFERRED TO: Whole Committee

REZONING ORDINANCE 235

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

724 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1202 E. Hanna Avenue (approximate address) (96-Z-192)

REFERRED TO: Whole Committee

REZONING ORDINANCE 236

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

725 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4202 W. 56th Street (approximate address) (96-Z-193)

REFERRED TO: Whole Committee

REZONING ORDINANCE 237

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

726 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8881 Allisonville Road (approximate address) (96-Z-194)

REFERRED TO: Whole Committee

REZONING ORDINANCE 238

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

727 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8101 Rockville Road (rear) (approximate address) (96-Z-195)

REFERRED TO: Whole Committee

REZONING ORDINANCE 239

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

1996 Proposal Index

728	SPONSORED BY: Councillors Bradford, SerVaas		
	DIGEST: recognizes the state champion Park Tudor tennis team		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	64
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 936	ADOPTED: 10/28/1996
<hr/>			
729	SPONSORED BY: Councillor Borst		
	DIGEST: supports an application to the Indiana Enterprise Zone Board for the expansion of the Indianapolis Enterprise Zone		
	REFERRED TO: Economic Development Committee	COUNCIL RESOLUTION	56
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1026	ADOPTED: 11/25/1996
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730	SPONSORED BY: Councillor Schneider		
	DIGEST: authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	118
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 995	ADOPTED: 11/25/1996
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731	SPONSORED BY: Councillor Schneider		
	DIGEST: authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997		
	REFERRED TO: Administration and Finance Committee	FISCAL ORDINANCE	119
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1000	ADOPTED: 11/25/1996
<hr/>			
732	SPONSORED BY: Councillor Hinkle		
	DIGEST: determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary		
	REFERRED TO: Administration and Finance Committee	SPECIAL RESOLUTION	72
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1036	ADOPTED: 11/25/1996
<hr/>			
733	SPONSORED BY: Councillor Shambaugh		
	DIGEST: an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	123
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1017	ADOPTED: 11/25/1996
<hr/>			
734	SPONSORED BY: Councillor Shambaugh		
	DIGEST: an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	120
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1004	ADOPTED: 11/25/1996
<hr/>			
735	SPONSORED BY: Councillor Shambaugh		
	DIGEST: a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal		
	REFERRED TO: Parks and Recreation Committee	FISCAL ORDINANCE	124
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1018	ADOPTED: 11/25/1996

1996 Proposal Index

736 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$110,000 in the County General Fund to provide for the increased cost of gasoline for the Sheriff's Department

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 134

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1061 ADOPTED: 12/16/1996

737 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 127

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1055 ADOPTED: 12/16/1996

738 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 128

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1056 ADOPTED: 12/16/1996

739 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 129

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1056 ADOPTED: 12/16/1996

740 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$10,000 in the County User Fee Fund for the Prosecuting Attorney to pay for increased postage costs

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 135

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1062 ADOPTED: 12/16/1996

741 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$34,000 in the County General Fund for the Prosecutor's Child Support IV-D Agency to pay the agency's expenses for the balance of 1996

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 136

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1062 ADOPTED: 12/16/1996

742 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$92,200 in the County General Fund for the Marion County Superior Court, Juvenile Division, to cover the cost of computer upgrade

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 137

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1063 ADOPTED: 12/16/1996

743 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to work through victimization issues such as domestic violence financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 130

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1057 ADOPTED: 12/16/1996

1996 Proposal Index

744	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant			
REFERRED TO: Public Safety and Criminal Justice Committee		FISCAL ORDINANCE	131
APPROVED BY MAYOR:	12/20/1996	JOURNAL PAGE: 1058	ADOPTED: 12/16/1996
745	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$9,200 in the Police General Fund to provide overtime funds for specific time allotments of street patrols for the Indianapolis Police Department financed by a grant from the Meridian Kessler Neighborhood Association			
REFERRED TO: Public Safety and Criminal Justice Committee		P.S.S.D.F.O.	
APPROVED BY MAYOR:	/ /	JOURNAL PAGE:	WITHDRAWN: 11/11/1996
746	SPONSORED BY: Councillor Cockrum		
DIGEST: approves fees for IMAGIS Land-Base Map in read-only non-transferable format			
REFERRED TO: Public Works Committee		GENERAL ORDINANCE	174
APPROVED BY MAYOR:	12/02/1996	JOURNAL PAGE: 1019	ADOPTED: 11/25/1996
747	SPONSORED BY: Councillor Coughenour		
DIGEST: approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal			
REFERRED TO: Public Works Committee		GENERAL RESOLUTION	16
APPROVED BY MAYOR:	12/02/1996	JOURNAL PAGE: 1024	ADOPTED: 11/25/1996
748	SPONSORED BY: Councillor Curry		
DIGEST: an amendment to the Information Technology Operating Agreement between the City/County and SCT			
REFERRED TO: Rules and Public Policy Committee		SPECIAL ORDINANCE	21
APPROVED BY MAYOR:	12/20/1996	JOURNAL PAGE: 1064	ADOPTED: 12/16/1996
749	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a 25 mph speed limit for the Big Run Addition in Franklin Township (District 23)			
REFERRED TO: Capital Asset Management Committee		GENERAL ORDINANCE	
APPROVED BY MAYOR:	/ /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
750	SPONSORED BY: Councillor Borst		
DIGEST: establishes procedures with respect to urban economic areas			
REFERRED TO: Economic Development Committee		GENERAL ORDINANCE	175
APPROVED BY MAYOR:	12/02/1996	JOURNAL PAGE: 1027	ADOPTED: 11/25/1996
751	SPONSORED BY: Councillor Borst		
DIGEST: an Inducement Resolution for Killion Corporation in an amount not to exceed \$1,280,000 to proceed with the financing, acquisition, and construction of certain land, buildings, structures, machinery, and equipment comprising light manufacturing, warehousing, and general office use facilities to be located at 7901 West 21st Street (Killion Corporation Project) (District 18)			
REFERRED TO: Economic Development Committee		SPECIAL RESOLUTION	70
APPROVED BY MAYOR:	11/15/1996	JOURNAL PAGE: 987	ADOPTED: 11/11/1996

1996 Proposal Index

752 SPONSORED BY: Councillor Borst

DIGEST: amends the interest rate and term of the bonds as requested by the permanent investor for Sutton Place Apartments Project located at 9350 East 43rd Street (District 14)

REFERRED TO: Economic Development Committee SPECIAL ORDINANCE 18

APPROVED BY MAYOR: 11/15/1996 JOURNAL PAGE: 969 ADOPTED: 11/11/1996

753 SPONSORED BY: Councillor Borst

DIGEST: authorizes economic development refunding revenue bonds in the total aggregate principal amount not to exceed \$6,000,000 for Yellow Freight System, Inc. located at 1818 South High School Road (District 19)

REFERRED TO: Economic Development Committee SPECIAL ORDINANCE 19

APPROVED BY MAYOR: 11/15/1996 JOURNAL PAGE: 971 ADOPTED: 11/11/1996

754 SPONSORED BY: Councillor Curry

DIGEST: congratulates WCTY Cable TV 16 for its award winning "Murals and Mobiles" documentary

REFERRED TO: Whole Committee SPECIAL RESOLUTION 69

APPROVED BY MAYOR: 11/15/1996 JOURNAL PAGE: 962 ADOPTED: 11/11/1996

755 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5601 & 5621 South Madison Avenue (approximate address) (94-Z-203)

REFERRED TO: Whole Committee REZONING ORDINANCE 240

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 973 ADOPTED: 11/11/1996

756 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9250 Pendleton Pike (approximate address) (96-Z-156)

REFERRED TO: Whole Committee REZONING ORDINANCE 241

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 975 ADOPTED: 11/11/1996

757 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4950 U.S. 31 South (approximate address) (96-Z-199)

REFERRED TO: Whole Committee REZONING ORDINANCE 242

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 975 ADOPTED: 11/11/1996

758 SPONSORED BY: Councillor Hinkle

DIGEST: proposes the rezoning of 6.02 acres at 1250 North Post Road, being in the D-A and D-3 Districts, to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes, and a medical office building, all developed in phases

REFERRED TO: Whole Committee REZONING ORDINANCE 247

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 986 ADOPTED: 11/25/1996

759 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 3450 West Cossell Road (approximate address) (96-Z-207/96-DP-21)

REFERRED TO: Whole Committee REZONING ORDINANCE 243

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 976 ADOPTED: 11/11/1996

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760	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 5850 East Terrace Avenue (approximate address) (96-Z-226/96-DP-22)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	244
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 976	ADOPTED: 11/11/1996
761	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 15 & 21, 2401 and 2410-2412 East Washington Street and 2319 East Washington Street a/k/a 8 South Keystone (approximate address) (96-Z-89) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	245
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 976	ADOPTED: 11/11/1996
762	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1505 South Victor Street (approximate address) (96-Z-201)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	246
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 976	ADOPTED: 11/11/1996
763	SPONSORED BY: Councillor SerVaas		
	DIGEST: approves a schedule of regular council meetings for the year 1997		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	54
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 990	ADOPTED: 11/25/1996
764	SPONSORED BY: Councillor Hinkle		
	DIGEST: amends the Comprehensive Zoning Maps of Marion County by updating base maps #13, #20, #21, #29, and #31 (96-AO-5)		
	REFERRED TO: Metropolitan Development Committee	GENERAL ORDINANCE	176
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1065	ADOPTED: 12/16/1996
765	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves the disbursement of \$1,978,256 of Community Development Block Grant Funds		
	REFERRED TO: Metropolitan Development Committee	SPECIAL RESOLUTION	2
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	ADOPTED: 01/06/1997
766	SPONSORED BY: Councillor Schneider		
	DIGEST: approves a lease agreement between the City by and through its Department of Administration and the Indianapolis City Market Corporation for lease of the Indianapolis City Market		
	REFERRED TO: Administration and Finance Committee	SPECIAL RESOLUTION	82
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1066	ADOPTED: 12/16/1996
767	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Ernestine Nicholson to the Equal Opportunity Advisory Board		
	REFERRED TO: Administration and Finance Committee	COUNCIL RESOLUTION	58
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1042	ADOPTED: 12/16/1996

1996 Proposal Index

768 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$27,250 for the Prosecuting Attorney to continue to provide for Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 132

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1059 ADOPTED: 12/16/1996

769 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$684,530 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from September through October 1996

REFERRED TO: Public Safety and Criminal Justice Committee FISCAL ORDINANCE 133

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1059 ADOPTED: 12/16/1996

770 SPONSORED BY: Councillor Coughenour

DIGEST: amends the Revised Code to delete the local limit for total cyanide, which is already adequately regulated by federal regulation

REFERRED TO: Public Works Committee GENERAL ORDINANCE 177

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1067 ADOPTED: 12/16/1996

771 SPONSORED BY: Councillor Coughenour

DIGEST: establishes a petty cash fund in the amount of \$500 for the Environmental Resources Management Division of DPW

REFERRED TO: Public Works Committee SPECIAL RESOLUTION 74

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1070 ADOPTED: 12/16/1996

772 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes a traffic signal at 71st Street, Winton Drive, and Cross Key Drive (District 1)

REFERRED TO: Capital Asset Management Committee GENERAL ORDINANCE 180

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1073 ADOPTED: 12/16/1996

773 SPONSORED BY: Councillor SerVaas

DIGEST: authorizes a traffic signal at 86th Street and Greenways Trail (1410E) (Districts 2, 3)

REFERRED TO: Capital Asset Management Committee GENERAL ORDINANCE

APPROVED BY MAYOR: / / JOURNAL PAGE: NO ACTION TAKEN IN 1996

774 SPONSORED BY: Councillor Williams

DIGEST: authorizes a multi-way stop at Highland Avenue and North Street (District 22)

REFERRED TO: Capital Asset Management Committee GENERAL ORDINANCE 181

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1073 ADOPTED: 12/16/1996

775 SPONSORED BY: Councillor Williams

DIGEST: authorizes a multi-way stop at Dorman Street and North Street (District 22)

REFERRED TO: Capital Asset Management Committee GENERAL ORDINANCE 182

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1074 ADOPTED: 12/16/1996

1996 Proposal Index

776	SPONSORED BY: Councillor Smith		
DIGEST:	authorizes stop sign at Southport Road, Railroad Track East Bound and West Bound (10100E) (District 23)		
REFERRED TO:	Capital Asset Management Committee	GENERAL ORDINANCE	
APPROVED BY MAYOR:	/ /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
777	SPONSORED BY: Councillor Brents		
DIGEST:	authorizes an 82-foot loading zone on Meridian Street near Maryland Street (District 16)		
REFERRED TO:	Capital Asset Management Committee	GENERAL ORDINANCE	
APPROVED BY MAYOR:	/ /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
778	SPONSORED BY: Councillors Bradford, Dowden, Gray,		
DIGEST:	recognizes the state champion North Central High School boys soccer team		
REFERRED TO:	Whole Committee	SPECIAL RESOLUTION	71
APPROVED BY MAYOR:	12/02/1996	JOURNAL PAGE: 989	ADOPTED: 11/25/1996
779	SPONSORED BY: Councillor Hinkle		
DIGEST:	extends the expiration date of the Wellfield Protection Zoning Ordinance (96-AO-6)		
REFERRED TO:	Metropolitan Development Committee	GENERAL ORDINANCE	178
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 1071	ADOPTED: 12/16/1996
780	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Warren Township, Councilmanic District 12, 2250 N. German Church Road (approximate address) (96-Z-191) (96-DP-20)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	248
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996
781	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 21, 2529-2533 E. Washington Street (approximate address) (96-Z-172) (Amended)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	249
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996
782	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 22, 2333 N. Central Avenue (approximate address) (96-Z-200)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	250
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996
783	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Warren Township, Councilmanic District 13, 1313 South Post Road (approximate address) (96-Z-211)		
REFERRED TO:	Whole Committee	REZONING ORDINANCE	251
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996

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784	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 1941 E. Hanna Avenue (approximate address) (96-Z-212)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	252
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996
785	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 902 N. Arnolda Street (approximate address) (96-Z-213)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	253
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 992	ADOPTED: 11/25/1996
786	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 701-711 S. Illinois Street and 702-708 S. Russell Avenue (approximate address) (96-Z-217)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	254
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 993	ADOPTED: 11/25/1996
787	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 2002 E. 38th Street (approximate address) (96-Z-221)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	255
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 993	ADOPTED: 11/25/1996
788	SPONSORED BY: Councillor Shambaugh		
	DIGEST: appoints Robert Grothe to the Common Construction Wage Committee for the Town of Speedway		
	REFERRED TO: Whole Committee	COUNCIL RESOLUTION	55
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 990	ADOPTED: 11/25/1996
789	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Charles B. Huppert to the Indianapolis Greenways Development Committee		
	REFERRED TO: Parks and Recreation Committee	COUNCIL RESOLUTION	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
790	SPONSORED BY: Councillor Curry		
	DIGEST: amends the American and Comcast cable service franchise agreements so that the Eagle Creek Firearms Range can receive institutional network services		
	REFERRED TO: Rules and Public Policy Committee	SPECIAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
791	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a traffic signal at Hague Road and Castlegate Drive (District 4)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996

1996 Proposal Index

792 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a traffic signal for Kroger Access Drive located at 7500 East 10th Street (District 12)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

793 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes a traffic signal at 71st Street, Winton Drive, and Cross Key Drive (District 1)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

WITHDRAWN: 12/16/1996

794 SPONSORED BY: Councillor Brents

DIGEST: authorizes a pedestrian activated traffic signal at Alabama Street and South Street (District 16)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

795 SPONSORED BY: Councillor Short

DIGEST: authorizes the removal of the traffic signal located at Kelly Street and Shelby Street (Districts 20, 21)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

796 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes intersection controls for the Decatur Commons Subdivision, Section 2 (District 19)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

797 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes a multi-way stop at Southwest Drive and Tucson Drive (District 19)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

798 SPONSORED BY: Councillor Jones

DIGEST: authorizes a multi-way stop at Olney Street and Roosevelt Avenue (District 10)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

799 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a multi-way stop at Layman Avenue and 17th Street (District 12)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

800 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a multi-way stop at Lesley Avenue and 17th Street (District 12)

REFERRED TO: Capital Asset Management Committee

GENERAL ORDINANCE

APPROVED BY MAYOR: / /

JOURNAL PAGE:

NO ACTION TAKEN IN 1996

1996 Proposal Index

801	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes an 82-foot loading zone on Meridian Street near Maryland Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	WITHDRAWN: 12/16/1996
802	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes parking restrictions and a change in parking meter zones on Illinois Street between South Street and Union Station (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
803	SPONSORED BY: Councillor Brents		
	DIGEST: authorizes parking restrictions on the north side of McCarty Street from a point 160 feet west of West Street to a point 840 feet west of West Street (District 16)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
804	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes parking restrictions on Powell Street from Madison Avenue to 300 feet east of Madison Avenue (District 20)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
805	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes parking restrictions on Parker Avenue from 56th Street to a point 100 feet north of 56th Street (District 7)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
806	SPONSORED BY: Councillor Williams		
	DIGEST: authorizes parking restrictions on 19th Street on the south side from College Avenue to a point 70 feet west of College Avenue (District 22)		
	REFERRED TO: Capital Asset Management Committee	GENERAL ORDINANCE	
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
807	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Charles Cagann to the Indianapolis Public Transportation Corporation Board		
	REFERRED TO: Municipal Corporations Committee	COUNCIL RESOLUTION	
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
808	SPONSORED BY: Councillor Coughenour		
	DIGEST: recognizes new citizen Rod E. Smith, Pastor of Missions, Tabernacle Presbyterian Church		
	REFERRED TO: Whole Committee	SPECIAL RESOLUTION	73
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1037	ADOPTED: 12/16/1996

1996 Proposal Index

809	SPONSORED BY: Councillors Golc, Short, Boyd		
	DIGEST: congratulates the state champion Cathedral High School football team		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
<hr/>			
810	SPONSORED BY: Councillors Hinkle, Gilmer		
	DIGEST: dedicates the Raymond Street Bridge over White River to John P. Willen		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION 75
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1038	ADOPTED: 12/16/1996
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811	SPONSORED BY: Councillor Short		
	DIGEST: recognizes Southeast Neighborhood Development, Inc.		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION 76
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1038	ADOPTED: 12/16/1996
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812	SPONSORED BY: Councillor Franklin		
	DIGEST: recognizes the lifetime of community service of Mrs. Norma Cummings		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION 77
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1039	ADOPTED: 12/16/1996
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813	SPONSORED BY: Councillors Golc, Borst, Brents		
	DIGEST: recognizes the new IMAX 3D Theater and other new infrastructure developments at White River State Park		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION 78
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1040	ADOPTED: 12/16/1996
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814	SPONSORED BY: Councillor McClamroch		
	DIGEST: recognizes the administration of the 1996 General Election by the Marion County Election Board and Marion County Board of Voter Registration		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION 79
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1032	ADOPTED: 12/16/1996
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815	SPONSORED BY: Councillor McClamroch		
	DIGEST: concerns professional basketball in Indianapolis		
	REFERRED TO: Whole Committee		SPECIAL RESOLUTION
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	WITHDRAWN: 12/16/1996
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816	SPONSORED BY: Councillor Dowden		
	DIGEST: approves amendments to the Marion County Police Department Personnel Retirement Plan now the Marion County Sheriff's Department Personnel Retirement Plan		
	REFERRED TO: Public Safety and Criminal Justice Committee		SPECIAL RESOLUTION
	APPROVED BY MAYOR: / /	JOURNAL PAGE:	NO ACTION TAKEN IN 1996
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1996 Proposal Index

817 SPONSORED BY: Councillor Borst

DIGEST: an inducement resolution for Strawbridge Limited Partnership, a to-be-formed limited partnership, in an amount not to exceed \$7,135,000 to proceed with the acquisition and substantial rehabilitation of the existing Castle Dore Apartments located at 4649 Strawbridge Road (District 24)

REFERRED TO: Economic Development Committee SPECIAL RESOLUTION 80

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1044 ADOPTED: 12/16/1996

818 SPONSORED BY: Councillor Borst

DIGEST: an inducement resolution for Revken, Inc., or a to-be-named limited partnership or limited liability company, in an amount not to exceed \$14,000,000 to acquire and rehabilitate the existing units and to construct 192 new units at Emerald Green Apartments located at 6363 Commons Drive (District 1)

REFERRED TO: Economic Development Committee SPECIAL RESOLUTION 81

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1046 ADOPTED: 12/16/1996

819 SPONSORED BY: Councillor Borst

DIGEST: amends S.O. No. 17, 1993, by authorizing the amendment of the principal payment schedule for the City of Indianapolis Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) (District 22)

REFERRED TO: Economic Development Committee SPECIAL ORDINANCE 20

APPROVED BY MAYOR: 12/20/1996 JOURNAL PAGE: 1048 ADOPTED: 12/16/1996

820 SPONSORED BY: Councillor McClamroch

DIGEST: appoints Monty Combs to the Board of Directors of Community Centers of Indianapolis, Inc.

REFERRED TO: Community Affairs Committee COUNCIL RESOLUTION

APPROVED BY MAYOR: / / JOURNAL PAGE: NO ACTION TAKEN IN 1996

821 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 706 E. South County Line Road (rear) and 8901 Buffalo Run Drive (approximate addresses) (96-Z-180) (Amended)

REFERRED TO: Whole Committee REZONING ORDINANCE 256

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1050 ADOPTED: 12/16/1996

822 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 3850 E. 82nd Street (approximate address) (96-Z-203) (Amended)

REFERRED TO: Whole Committee REZONING ORDINANCE 257

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1050 ADOPTED: 12/16/1996

823 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8376 Michigan Road (approximate address) (96-Z-216)

REFERRED TO: Whole Committee REZONING ORDINANCE 258

APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 1050 ADOPTED: 12/16/1996

1996 Proposal Index

824	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 416 S. Franklin Road (approximate address) (96-Z-219)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	259
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
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825	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 4310 E. 62nd Street (approximate address) (96-Z-220) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	260
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
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826	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 4145 South East Street (approximate address) (96-Z-224)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	261
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
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827	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 450 S. Franklin Road (approximate address) (96-Z-229)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	262
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
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828	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8401 S. Shelby Street (approximate address) (96-Z-230)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	263
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1051	ADOPTED: 12/16/1996
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829	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7823 Laverne Road (approximate address) (96-Z-233)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	264
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1051	ADOPTED: 12/16/1996
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830	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7402 E. 86th Street (approximate address) (96-Z-238) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	265
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1051	ADOPTED: 12/16/1996
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831	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3314 East Street (approximate address) (96-Z-241) (Amended)		
	REFERRED TO: Whole Committee	REZONING ORDINANCE	266
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1051	ADOPTED: 12/16/1996

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832 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 6298 Rucker Road
(approximate address) (96-Z-242)

REFERRED TO: Whole Committee

REZONING ORDINANCE 267

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

833 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 12, 7808 East 38th Street and
7705 East 42nd Street (approximate address) (95-Z-105)

REFERRED TO: Whole Committee

REZONING ORDINANCE 268

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

834 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6418 Rockville Road and 6451
West Ohio Street (approximate address) (96-Z-95) (96-DP-11)

REFERRED TO: Whole Committee

REZONING ORDINANCE 269

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

835 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5101 E. 82nd Street
(approximate address) (95-Z-171)

REFERRED TO: Whole Committee

REZONING ORDINANCE 270

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1052

ADOPTED: 12/16/1996

836 SPONSORED BY: Councillor Hinkle

DIGEST: authorizes the Metropolitan Development Committee to review and report on the activities and status
of the Indianapolis Public Housing Agency

REFERRED TO: Whole Committee

COUNCIL RESOLUTION 57

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1041

ADOPTED: 12/16/1996

1996 General Ordinance Index

1	SPONSORED BY: Councillor Schneider		
	DIGEST: authorizes a traffic signal at 82nd Street and Sycamore Springs Road (4700 E) (District 3)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 13
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 33	ADOPTED: 01/22/1996
2	SPONSORED BY: Councillors Coughenour, Smith		
	DIGEST: authorizes a traffic signal for Menard's located at 7100 South Emerson (Districts 24, 23)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 14
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 34	ADOPTED: 01/22/1996
3	SPONSORED BY: Councillors Coughenour, Smith		
	DIGEST: authorizes a traffic signal at Stop 11 Road and Emerson Avenue (Districts 23, 24)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 15
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 34	ADOPTED: 01/22/1996
4	SPONSORED BY: Councillor Smith		
	DIGEST: authorizes a traffic signal at Southport Road and Rampart Road (Meijer's access drive) (District 23)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 16
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 35	ADOPTED: 01/22/1996
5	SPONSORED BY: Councillors Jones, Tilford		
	DIGEST: authorizes a traffic signal for Shadeland Avenue (2525 N) and Western Select Properties Access Drive (Districts 10, 12)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 19
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 35	ADOPTED: 01/22/1996
6	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at 64th Street and Rural Street (District 7)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 20
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 36	ADOPTED: 01/22/1996
7	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes stop signs at 67th Street and Oxford Street (District 7)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 21
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 37	ADOPTED: 01/22/1996
8	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes a multi-way stop at Coburn Avenue and 64th Street (District 9)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 22
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 37	ADOPTED: 01/22/1996
9	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes a multi-way stop at Oakland Avenue and North Street (District 15)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 23
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996

1996 General Ordinance Index

10	SPONSORED BY: Councillor Talley		
DIGEST: authorizes "Yield" signs at Euclid Avenue and Linwood Avenue (District 14)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	24
APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996	
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11	SPONSORED BY: Councillor Hinkle		
DIGEST: authorizes parking restrictions for Maradona Drive and 21st Street to a point 500 feet south of 21st Street (District 18)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	25
APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 38	ADOPTED: 01/22/1996	
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12	SPONSORED BY: Councillor Tilford		
DIGEST: authorizes parking restrictions for 33rd Street from Franklin Road to Post Road (District 12)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	26
APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 39	ADOPTED: 01/22/1996	
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13	SPONSORED BY: Councillor Jones		
DIGEST: authorizes parking restrictions for 30th Street at Forest Manor to a point 100 feet west of Forest Manor Avenue (District 10)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	27
APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE: 39	ADOPTED: 01/22/1996	
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14	SPONSORED BY: Councillor Dowden		
DIGEST: allows Marion County to participate in the County Corrections Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	63
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 63	ADOPTED: 02/12/1996	
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15	SPONSORED BY: Councillor SerVaas		
DIGEST: authorizes a traffic signal at Westfield Boulevard and Northview Middle School Access Drive (8450 N) (Districts 2, 7)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	17
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 66	ADOPTED: 02/12/1996	
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16	SPONSORED BY: Councillors Hinkle, Cockrum		
DIGEST: authorizes a traffic signal at Girls School Road and Thomson Consumer Electronics Access Drive (900 S) (Districts 18, 19)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	18
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 66	ADOPTED: 02/12/1996	
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17	SPONSORED BY: Councillor Dowden		
DIGEST: authorizes a multi-way stop at Emerson Avenue and Wycombe Lane (District 4)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	66
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 67	ADOPTED: 02/12/1996	
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1996 General Ordinance Index

18	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a traffic signal at Arlington Avenue and Thompson Road (District 23)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	102
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 102	ADOPTED:	02/26/1996
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19	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes multi-way stops for the Liberty Creek subdivision (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	103
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 103	ADOPTED:	02/26/1996
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20	SPONSORED BY: Councillor Hinkle		
DIGEST: authorizes stop signs for Country Pointe Section 2 (District 18)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	104
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 104	ADOPTED:	02/26/1996
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21	SPONSORED BY: Councillor Gray		
DIGEST: authorizes intersection controls for the subdivision of Fieldstone Section 1 (District 9)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	105
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 105	ADOPTED:	02/26/1996
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22	SPONSORED BY: Councillor Gray		
DIGEST: authorizes stop signs for the Brookstone Subdivision, Section 1 (District 9)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	106
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 105	ADOPTED:	02/26/1996
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23	SPONSORED BY: Councillor Coonrod		
DIGEST: authorizes a multi-way stop at Bay Pointe Circle and Old Stone Drive (District 5)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	109
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 106	ADOPTED:	02/26/1996
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24	SPONSORED BY: Councillor Borst		
DIGEST: authorizes a multi-way stop at Canyon Road and Yellowstone Parkway, and at Glacier Drive and St. James Drive (District 25)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	110
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 107	ADOPTED:	02/26/1996
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25	SPONSORED BY: Councillor Borst		
DIGEST: authorizes a multi-way stop at Louise Drive and Mary Lane (District 25)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	111
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 107	ADOPTED:	02/26/1996
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26	SPONSORED BY: Councillor SerVaas		
DIGEST: authorizes stop signs at Dapple Trace and Manning Road (District 2)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	112
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 108	ADOPTED:	02/26/1996
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27	SPONSORED BY: Councillor Coughenour		
DIGEST:	authorizes a multi-way stop at Murry Street and Villa Avenue (District 24)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	113
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	108
		ADOPTED:	02/26/1996
28	SPONSORED BY: Councillor Short		
DIGEST:	authorizes a multi-way stop at Lexington Avenue and Spruce Street (District 21)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	114
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	109
		ADOPTED:	02/26/1996
29	SPONSORED BY: Councillor Short		
DIGEST:	authorizes a multi-way stop at Hoyt Avenue and Laurel Street (District 21)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	115
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	109
		ADOPTED:	02/26/1996
30	SPONSORED BY: Councillor Gilmer		
DIGEST:	authorizes a multi-way stop at Shore Drive and Shore Terrace (District 1)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	116
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	110
		ADOPTED:	02/26/1996
31	SPONSORED BY: Councillor Brents		
DIGEST:	authorizes a multi-way stop at 49th Street and Crittenden Avenue (District 6)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	117
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	110
		ADOPTED:	02/26/1996
32	SPONSORED BY: Councillor Bradford		
DIGEST:	authorizes parking restrictions on Compton Street from 60th Street to 61st Street (District 7)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	118
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	111
		ADOPTED:	02/26/1996
33	SPONSORED BY: Councillor Golc		
DIGEST:	authorizes parking restrictions on Koehne Street from Washington Street north to underpass (District 17)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	119
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	111
		ADOPTED:	02/26/1996
34	SPONSORED BY: Councillor Gilmer		
DIGEST:	reduces the speed limit from 40 mph to 35 mph on Zionsville Road from 62nd Street to 71st Street (District 1)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	120
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	112
		ADOPTED:	02/26/1996
35	SPONSORED BY: Councillor Brents		
DIGEST:	authorizes additional parking meters on the spokes to Monument Circle (District 16)		
REFERRED TO:	Capital Asset Management Committee	PROPOSAL NO.	121
APPROVED BY MAYOR:	03/01/1996	JOURNAL PAGE:	113
		ADOPTED:	02/26/1996

1996 General Ordinance Index

36	SPONSORED BY: Councillor Smith		
	DIGEST: adds Consortium Foundation, Inc. and Redevelopment/Revitalization of the Southside Community to the list of eligible neighborhood development corporations for sales and grants of real property		
	REFERRED TO: Metropolitan Development Committee	PROPOSAL NO.	123
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	139
		ADOPTED:	03/18/1996
37	SPONSORED BY: Councillors Franklin, O'Dell		
	DIGEST: amends the Revised Code dealing with the Office of Youth and Family Services		
	REFERRED TO: Community Affairs Committee	PROPOSAL NO.	155
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	141
		ADOPTED:	03/18/1996
38	SPONSORED BY: Councillors Dowden, Moriarty Adams		
	DIGEST: authorizes the Sheriff's Department to collect a copayment from incarcerated persons for the costs of their medical care, \$6 per doctor visit and \$3 per prescription		
	REFERRED TO: Public Safety and Criminal Justice Committee	PROPOSAL NO.	162
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	146
		ADOPTED:	03/18/1996
39	SPONSORED BY: Councillor Schneider		
	DIGEST: authorizes a traffic signal at River Crossing Boulevard and River Road (District 3)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	167
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	149
		ADOPTED:	03/18/1996
40	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes a traffic signal at Sargent Road and 82nd Street (District 5)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	168
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	149
		ADOPTED:	03/18/1996
41	SPONSORED BY: Councillor Coonrod		
	DIGEST: authorizes multi-way stops for the intersections in Admirals Sound subdivision (District 5)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	169
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	150
		ADOPTED:	03/18/1996
42	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a multi-way stop at 86th Street and Bash Street (District 4)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	170
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	151
		ADOPTED:	03/18/1996
43	SPONSORED BY: Councillor Cockrum		
	DIGEST: authorizes a multi-way stop at Mars Hill Street and Werges Street (District 19)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	171
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	152
		ADOPTED:	03/18/1996
44	SPONSORED BY: Councillor Moriarty Adams		
	DIGEST: authorizes a multi-way stop at 19th Street and Wallace Avenue (District 15)		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	172
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE:	152
		ADOPTED:	03/18/1996

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45	SPONSORED BY: Councillor Golc		
DIGEST: authorizes a multi-way stop at Robton Street and Rockville Avenue (District 17)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	173
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 153	ADOPTED:	03/18/1996
46	SPONSORED BY: Councillor Short		
DIGEST: authorizes a multi-way stop at Deloss Street and Leota Street (District 21)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	174
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 153	ADOPTED:	03/18/1996
47	SPONSORED BY: Councillor Black		
DIGEST: authorizes a multi-way stop at Carrollton Avenue and 48th Street (District 6)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	175
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 154	ADOPTED:	03/18/1996
48	SPONSORED BY: Councillor Jones		
DIGEST: authorizes parking restrictions on the westside of Hillside Avenue from 25th Street to Baltimore Avenue (District 10)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	176
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 154	ADOPTED:	03/18/1996
49	SPONSORED BY: Councillor Williams		
DIGEST: authorizes parking restrictions on Alabama Street, both sides, south of St. Clair Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	177
APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 155	ADOPTED:	03/18/1996
50	SPONSORED BY: Councillors Coughenour, Dowden		
DIGEST: establishes a supplemental sewer user rate for the area formerly served by Fairwood Utilities			
REFERRED TO: Public Works Committee		PROPOSAL NO.	101
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 184	ADOPTED:	04/08/1996
51	SPONSORED BY: Councillor Coughenour		
DIGEST: allows the Board of Capital Asset Management to establish certain sanitary sewer fees by regulation			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	218
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 190	ADOPTED:	04/08/1996
52	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes a traffic signal at Lafayette Road/High School Road/ 62nd Street (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	221
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 199	ADOPTED:	04/08/1996
53	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a multi-way stop at Park Avenue and 15th Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	223
APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 200	ADOPTED:	04/08/1996

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54 SPONSORED BY: Councillor Hinkle

DIGEST: authorizes a multi-way stop at 13th Street and Farley Drive (District 18)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 224

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 201

ADOPTED: 04/08/1996

55 SPONSORED BY: Councillor Massie

DIGEST: authorizes a multi-way stop at Lawrence Avenue and Otterbein Avenue (District 20)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 225

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 201

ADOPTED: 04/08/1996

56 SPONSORED BY: Councillor Brents

DIGEST: authorizes a loading zone on a segment of Talbot Street north of Vermont Street (District 16)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 226

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 202

ADOPTED: 04/08/1996

57 SPONSORED BY: Councillor McClamroch

DIGEST: establishes the Regulatory Research and Review Committee of the City-County Council and adopts procedures requiring reviews of certain ordinance proposals and regulations

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 1

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 253

ADOPTED: 04/29/1996

58 SPONSORED BY: Councillor Dowden

DIGEST: establishes the County Child Advocacy Fund as a nonreverting fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 255

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 259

ADOPTED: 04/29/1996

59 SPONSORED BY: Councillor SerVaas

DIGEST: authorizes multi-way stops at Kimlough Avenue and 80th Street, and at Kimlough Avenue and Forest Boulevard (District 2)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 271

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 262

ADOPTED: 04/29/1996

60 SPONSORED BY: Councillor Black

DIGEST: authorizes a multi-way stop at Crittenden Avenue and 51st Street (District 6)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 272

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 263

ADOPTED: 04/29/1996

61 SPONSORED BY: Councillor Black

DIGEST: authorizes a multi-way stop at Norwaldo Avenue and 49th Street (District 6)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 273

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 264

ADOPTED: 04/29/1996

62 SPONSORED BY: Councillor Hinkle

DIGEST: authorizes a multi-way stop at Eleanor Street and Jackson Street (District 18)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 274

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 264

ADOPTED: 04/29/1996

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63	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a speed limit of 25 mph on Candy Spots Drive from Riva Ridge Drive to Thompson Road (District 23)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	275
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 265	ADOPTED:	04/29/1996
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64	SPONSORED BY: Councillor Dowden		
DIGEST: authorizes a weight limit restriction on Johnson Road from Fall Creek Road to 75th Street (District 4)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	276
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 265	ADOPTED:	04/29/1996
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65	SPONSORED BY: Councillor Coughenour		
DIGEST: allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment			
REFERRED TO: Public Works Committee		PROPOSAL NO.	367
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 309	ADOPTED:	05/20/1996
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66	SPONSORED BY: Councillor Coughenour		
DIGEST: amends the Code concerning towing and storage charges for abandoned vehicles			
REFERRED TO: Public Works Committee		PROPOSAL NO.	264
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 311	ADOPTED:	05/20/1996
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67	SPONSORED BY: Councillor Schneider		
DIGEST: establishes administrative process for adjudication of parking tickets			
REFERRED TO: Administration and Finance Committee		PROPOSAL NO.	308
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 312	ADOPTED:	05/20/1996
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68	SPONSORED BY: Councillor Hinkle		
DIGEST: adopts minor amendments to the Commercial and Special Districts Zoning Ordinances referencing the Thoroughfare Plan for Marion County (96-AO-1)			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	311
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 316	ADOPTED:	05/20/1996
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69	SPONSORED BY: Councillor Dowden		
DIGEST: amends the Code pertaining to the Enhanced Access Board			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	315
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 319	ADOPTED:	05/20/1996
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70	SPONSORED BY: Councillor Curry		
DIGEST: exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	323
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 320	ADOPTED:	05/20/1996
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71	SPONSORED BY: Councillor Tilford		
DIGEST: reduces speed limits within Cumberland Estates subdivision (District 12)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	122
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 321	ADOPTED:	05/20/1996
72	SPONSORED BY: Councillor Borst		
DIGEST: authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	331
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED:	05/20/1996
73	SPONSORED BY: Councillor Hinkle		
DIGEST: authorizes intersection controls for Westpoint Business Park (District 18)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	332
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED:	05/20/1996
74	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes stop signs at Georgetown Road and 57th Street (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	333
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 323	ADOPTED:	05/20/1996
75	SPONSORED BY: Councillors O'Dell, Smith		
DIGEST: authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	335
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 324	ADOPTED:	05/20/1996
76	SPONSORED BY: Councillor Brents		
DIGEST: authorizes a multi-way stop at Blackford Street and Vermont Street (District 16)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	336
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 324	ADOPTED:	05/20/1996
77	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a multi-way stop at New Jersey Street and 24th Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	337
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 325	ADOPTED:	05/20/1996
78	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	338
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 325	ADOPTED:	05/20/1996
79	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a multi-way stop at Alabama Street and 24th Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	339
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 326	ADOPTED:	05/20/1996

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80	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a multi-way stop at Alabama Street and 23rd Street (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	340
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 327	ADOPTED:	05/20/1996
81	SPONSORED BY: Councillor Brents		
DIGEST: authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	341
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 327	ADOPTED:	05/20/1996
82	SPONSORED BY: Councillor Moriarty Adams		
DIGEST: authorizes parking restrictions on Emerson Avenue at University Avenue (District 15)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	342
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 328	ADOPTED:	05/20/1996
83	SPONSORED BY: Councillor Brents		
DIGEST: authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	343
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 328	ADOPTED:	05/20/1996
84	SPONSORED BY: Councillor Hinkle		
DIGEST: reorganizes the Department of Metropolitan Development			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	253
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 346	ADOPTED:	06/10/1996
85	SPONSORED BY: Councillor Coughenour		
DIGEST: establishes a Board of Asset Management and Public Works and abolishes the Board of Capital Asset Management and Board of Public Works			
REFERRED TO: Public Works Committee		PROPOSAL NO.	326
APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 352	ADOPTED:	06/10/1996
86	SPONSORED BY: Councillor Hinkle		
DIGEST: amends the Comprehensive Zoning Maps of Marion County by updating base maps #7D, #14C, and #50C (96-AO-2)			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	362
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 356	ADOPTED:	06/10/1996
87	SPONSORED BY: Councillor Smith		
DIGEST: authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	371
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 359	ADOPTED:	06/10/1996
88	SPONSORED BY: Councillor Gray		
DIGEST: authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	372
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 360	ADOPTED:	06/10/1996

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89	SPONSORED BY: Councillor Brents		
DIGEST: authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	373
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 360	ADOPTED:	06/10/1996
90	SPONSORED BY: Councillor Dowden		
DIGEST: authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	374
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 361	ADOPTED:	06/10/1996
91	SPONSORED BY: Councillor Tilford		
DIGEST: authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	375
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 362	ADOPTED:	06/10/1996
92	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes intersection controls for New Augusta Woods Subdivision (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	376
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 362	ADOPTED:	06/10/1996
93	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	377
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 363	ADOPTED:	06/10/1996
94	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes intersection controls for Eagles Watch Subdivision (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	378
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 363	ADOPTED:	06/10/1996
95	SPONSORED BY: Councillor Moriarty Adams		
DIGEST: authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	379
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 365	ADOPTED:	06/10/1996
96	SPONSORED BY: Councillor Tilford		
DIGEST: authorizes a multi-way stop at 14th Street and Shortridge Road (District 12)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	380
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 365	ADOPTED:	06/10/1996
97	SPONSORED BY: Councillor Short		
DIGEST: authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	381
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 366	ADOPTED:	06/10/1996

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98 SPONSORED BY: Councillor Borst

DIGEST: authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 386

APPROVED BY MAYOR: 06/14/1996

JOURNAL PAGE: 366

ADOPTED: 06/10/1996

99 SPONSORED BY: Councillor Curry

DIGEST: approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 449

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 373

ADOPTED: 06/24/1996

100 SPONSORED BY: Councillor Dowden

DIGEST: codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 365

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 391

ADOPTED: 06/24/1996

101 SPONSORED BY: Councillor Massie

DIGEST: authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 220

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 392

ADOPTED: 06/24/1996

102 SPONSORED BY: Councillor Black

DIGEST: authorizes parking restrictions on a segment of 46th Street (District 6)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 382

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 393

ADOPTED: 06/24/1996

103 SPONSORED BY: Councillor Brents

DIGEST: authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 383

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 394

ADOPTED: 06/24/1996

104 SPONSORED BY: Councillor Brents

DIGEST: authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 385

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 395

ADOPTED: 06/24/1996

105 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 438

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 402

ADOPTED: 06/24/1996

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106	SPONSORED BY: Councillor Coughenour		
	DIGEST: authorizes intersection controls for Holly Meadows subdivision (District 24)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 428
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 397	ADOPTED: 06/24/1996
107	SPONSORED BY: Councillor Gray		
	DIGEST: authorizes intersection controls for Deer Creek subdivision, section 4 (District 9)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 429
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
108	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 430
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
109	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 431
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 398	ADOPTED: 06/24/1996
110	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 432
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 399	ADOPTED: 06/24/1996
111	SPONSORED BY: Councillor Massie		
	DIGEST: authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 433
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 399	ADOPTED: 06/24/1996
112	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 434
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 400	ADOPTED: 06/24/1996
113	SPONSORED BY: Councillor Hinkle		
	DIGEST: authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 435
	APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 400	ADOPTED: 06/24/1996
114	SPONSORED BY: Councillor Talley		
	DIGEST: authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 436
	APPROVED BY MAYOR: 06/24/1996	JOURNAL PAGE: 401	ADOPTED: 06/24/1996

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115 SPONSORED BY: Councillor Golc

DIGEST: authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 437

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 401

ADOPTED: 06/24/1996

116 SPONSORED BY: Councillor Dowden

DIGEST: authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 440

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 403

ADOPTED: 06/24/1996

117 SPONSORED BY: Councillor Tilford

DIGEST: authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 441

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 404

ADOPTED: 06/24/1996

118 SPONSORED BY: Councillor Gilmer

DIGEST: amends the Code concerning activities in the right-of-way

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 370

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 550

ADOPTED: 08/05/1996

119 SPONSORED BY: Councillors Hinkle, McClamroch

DIGEST: amends the Rules of the Council with respect to public hearings on fiscal ordinances

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 266

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 427

ADOPTED: 07/22/1996

120 SPONSORED BY: Councillor Hinkle

DIGEST: amends the Industrial Zoning Ordinance of Marion County

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 450

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 435

ADOPTED: 07/22/1996

121 SPONSORED BY: Councillor Dowden

DIGEST: establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 461

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 528

ADOPTED: 07/22/1996

122 SPONSORED BY: Councillor SerVaas

DIGEST: authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 456

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 529

ADOPTED: 07/22/1996

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123	SPONSORED BY: Councillors SerVaas, Bradford		
	DIGEST: authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 457
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 530	ADOPTED: 07/22/1996
124	SPONSORED BY: Councillors Short, Williams		
	DIGEST: authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 460
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 531	ADOPTED: 07/22/1996
125	SPONSORED BY: Councillor Curry		
	DIGEST: amends Chapter 851 of the Revised Code concerning cable television		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 502
	APPROVED BY MAYOR: 08/16/1996	JOURNAL PAGE: 563	ADOPTED: 08/05/1996
126	SPONSORED BY: Councillor Golc		
	DIGEST: authorizes a traffic signal at Holt Road and Oliver Avenue (District 17)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 482
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 598	ADOPTED: 08/05/1996
127	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes intersection controls for Allison Commons, Section 1 (District 4)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 483
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 599	ADOPTED: 08/05/1996
128	SPONSORED BY: Councillor Dowden		
	DIGEST: authorizes a multi-way stop at Sherman Drive and Lorrain Road (District 4)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 484
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 599	ADOPTED: 08/05/1996
129	SPONSORED BY: Councillor Bradford		
	DIGEST: authorizes a multi-way stop at 58th Street and Carvel Avenue (District 7)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 485
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 600	ADOPTED: 08/05/1996
130	SPONSORED BY: Councillor Talley		
	DIGEST: authorizes a multi-way stop at Baker Drive and Conried Drive (District 14)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 486
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 601	ADOPTED: 08/05/1996
131	SPONSORED BY: Councillor Black		
	DIGEST: authorizes a multi-way stop at 46th Street and Sunset Avenue (District 6)		
	REFERRED TO: Capital Asset Management Committee		PROPOSAL NO. 487
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 601	ADOPTED: 08/05/1996

1996 General Ordinance Index

132 SPONSORED BY: Councillor Tilford
DIGEST: authorizes a multi-way stop at 13th Street and Mitchner Avenue (District 12)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 488
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 602 ADOPTED: 08/05/1996

133 SPONSORED BY: Councillor Coughenour
DIGEST: authorizes a multi-way stop at Harlan Street and Werges Avenue (District 24)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 489
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 602 ADOPTED: 08/05/1996

134 SPONSORED BY: Councillor Schneider
DIGEST: authorizes a multi-way stop at Holliday Drive and Pine Drive (District 3)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 490
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 603 ADOPTED: 08/05/1996

135 SPONSORED BY: Councillor Smith
DIGEST: authorizes a multi-way stop at Post Road, Imperial Drive, and Northeastern Avenue (District 23)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 491
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 603 ADOPTED: 08/05/1996

136 SPONSORED BY: Councillor Williams
DIGEST: removes parking restrictions on Central Avenue (District 22)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 492
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 604 ADOPTED: 08/05/1996

137 SPONSORED BY: Councillor Moriarty Adams
DIGEST: authorizes parking restrictions on Dearborn Street, on the west side, from the south curbline of 10th Street to a point 200 feet south of 10th Street (District 15)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 493
APPROVED BY MAYOR: 08/09/1996 JOURNAL PAGE: 605 ADOPTED: 08/05/1996

138 SPONSORED BY: Councillor Franklin
DIGEST: amends the Code and the Revised Code by replacing the licensure of various business activities with a system of registrations and removes the requirement of annual fees and renewal applications
REFERRED TO: Administration and Finance Committee PROPOSAL NO. 523
APPROVED BY MAYOR: 10/09/1996 JOURNAL PAGE: 837 ADOPTED: 09/30/1996

139 SPONSORED BY: Councillor Dowden
DIGEST: amends the Code by changing leave benefits and hours worked by sworn firefighters
REFERRED TO: Public Safety and Criminal Justice Committee PROPOSAL NO. 584
APPROVED BY MAYOR: 10/09/1996 JOURNAL PAGE: 877 ADOPTED: 09/30/1996

1996 General Ordinance Index

140 SPONSORED BY: Councillor Dowden

DIGEST: seeks authorization for Mayor Goldsmith, as Chief Executive, to execute a lease on behalf of Marion County with the Indianapolis-Marion County Building Authority for real estate located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 642

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 910

ADOPTED: 10/14/1996

141 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes a traffic signal at 71st Street/Waldemar Drive/Pike High School Access Drive (District 1)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 219

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 918

ADOPTED: 10/14/1996

142 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes parking restrictions on 79th Street, both sides, from Moore Road to Fox Run Road; and on Noel Road, both sides, from 79th Street to Lafayette Road (District 1)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 494

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 920

ADOPTED: 10/14/1996

143 SPONSORED BY: Councillor Short

DIGEST: authorizes a weight limit restriction on Pine Street from I-70 (Fletcher Avenue) to Elm Street (District 21)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 495

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 920

ADOPTED: 10/14/1996

144 SPONSORED BY: Councillor Gilmer

DIGEST: authorizes a traffic signal at Fox Hill Road and Michigan Road (District 1)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 531

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 921

ADOPTED: 10/14/1996

145 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes intersection controls for Cherry Lakes Subdivision, Section 8 (District 5)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 532

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 921

ADOPTED: 10/14/1996

146 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a multi-way stop at 79th Street and Oaklandon Road (District 5)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 533

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 922

ADOPTED: 10/14/1996

147 SPONSORED BY: Councillor Cockrum

DIGEST: authorizes a multi-way stop at Hadleigh Drive, High School Road southbound and Hanna Avenue (District 19)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 534

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 922

ADOPTED: 10/14/1996

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148 SPONSORED BY: Councillor Dowden

DIGEST: authorizes multi-way stops at Johnson Road at 65th Street, Lowanna Way, and Creekside Lane (District 4)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 535

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 923

ADOPTED: 10/14/1996

149 SPONSORED BY: Councillor Black

DIGEST: authorizes a multi-way stop at Carrollton Avenue and 44th Street (District 6)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 537

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 924

ADOPTED: 10/14/1996

150 SPONSORED BY: Councillor Borst

DIGEST: authorizes parking restrictions on Meridian Street from 400 feet south of Epler Avenue to Dudley Avenue (District 25)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 539

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 924

ADOPTED: 10/14/1996

151 SPONSORED BY: Councillor Brents

DIGEST: authorizes one-hour parking meters on University Boulevard, on the east side, from a point 174 feet north of New York Street to a point 483 feet north of New York Street (District 16)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 541

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 925

ADOPTED: 10/14/1996

152 SPONSORED BY: Councillor Massie

DIGEST: authorizes intersection controls for Perry Lakes Subdivision (District 20)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 593

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 925

ADOPTED: 10/14/1996

153 SPONSORED BY: Councillors Coughenour, Massie

DIGEST: authorizes a multi-way stop at Edwards Avenue and State Avenue (Districts 20, 24)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 594

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 926

ADOPTED: 10/14/1996

154 SPONSORED BY: Councillor Talley

DIGEST: authorizes a multi-way stop at 46th Street and McCoy Street (Districts 5, 14)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 595

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 926

ADOPTED: 10/14/1996

155 SPONSORED BY: Councillor Short

DIGEST: authorizes a multi-way stop at Lexington Avenue and Pine Street (District 21)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 596

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 927

ADOPTED: 10/14/1996

1996 General Ordinance Index

156 SPONSORED BY: Councillor O'Dell

DIGEST: authorizes a multi-way stop at Midnight Drive and Tanninger Drive, and at Tanninger Drive and Timber Creek Drive (District 13)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 598

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 927

ADOPTED: 10/14/1996

157 SPONSORED BY: Councillor Coonrod

DIGEST: authorizes a change in speed limit from 25 mph to 35 mph on 86th Street between Oaklandon Road and County Line Road (District 5)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 599

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 928

ADOPTED: 10/14/1996

158 SPONSORED BY: Councillor Williams

DIGEST: authorizes parking restrictions on the south side of 13th Street from Delaware Street to a point 242 feet east of Delaware Street (District 22)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 600

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 928

ADOPTED: 10/14/1996

159 SPONSORED BY: Councillor Black

DIGEST: authorizes the deletion of parking restrictions on the west side of Hinesley Avenue from 46th Street to the first alley north of 46th Street (District 6)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 601

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 929

ADOPTED: 10/14/1996

160 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes the removal of the traffic signal located on Sherman Drive at Thomson Consumer Electronics Access Drive (800 N) (District 15)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 602

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 929

ADOPTED: 10/14/1996

161 SPONSORED BY: Councillors Coughenour, Curry

DIGEST: amends the Code concerning Capital Improvement Plans

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 455

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 942

ADOPTED: 10/28/1996

162 SPONSORED BY: Councillor Moriarty Adams

DIGEST: authorizes a weight limit restriction on Brookville Road from Bradley Street to Emerson Avenue (Districts 13)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 540

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 950

ADOPTED: 10/28/1996

163 SPONSORED BY: Councillor SerVaas

DIGEST: authorizes multi-way stops for Arden Drive and Pennsylvania Street, and for Arden Drive and Central Avenue (Districts 2, 7)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 666

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 951

ADOPTED: 10/28/1996

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164 SPONSORED BY: Councillor Gray
DIGEST: authorizes a multi-way stop for 55th Street and Alton Avenue (Districts 2, 9)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 667
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 952 ADOPTED: 10/28/1996

165 SPONSORED BY: Councillor Coughenour
DIGEST: authorizes a multi-way stop for Country Walk Circle/Country Walk Drive and Wild Ivy Drive (District 24)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 668
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 952 ADOPTED: 10/28/1996

166 SPONSORED BY: Councillor Golc
DIGEST: authorizes a multi-way stop at Market Street and Vine Street (District 17)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 669
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 953 ADOPTED: 10/28/1996

167 SPONSORED BY: Councillor Hinkle
DIGEST: authorizes a multi-way stop at Fullerton Drive and Thousand Oaks Drive (District 18)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 670
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 953 ADOPTED: 10/28/1996

168 SPONSORED BY: Councillor Hinkle
DIGEST: authorizes a multi-way stop at Arbor Woods Drive and Bower Drive (District 18)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 671
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 954 ADOPTED: 10/28/1996

169 SPONSORED BY: Councillor Short
DIGEST: authorizes a multi-way stop at Laurel Street and Spann Avenue (District 21)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 672
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 954 ADOPTED: 10/28/1996

170 SPONSORED BY: Councillor Brents
DIGEST: authorizes parking restrictions on both sides of New Jersey Street between Merrill Street and the first alley north of Henry Street (District 16)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 673
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 955 ADOPTED: 10/28/1996

171 SPONSORED BY: Councillor Gilmer
DIGEST: authorizes a decrease in speed limit from 40 mph to 35 mph on Rodebaugh Road between 62nd Street and 71st Street (District 1)
REFERRED TO: Capital Asset Management Committee PROPOSAL NO. 674
APPROVED BY MAYOR: 11/01/1996 JOURNAL PAGE: 956 ADOPTED: 10/28/1996

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172	SPONSORED BY: Councillor Borst		
DIGEST: authorizes a weight limit restriction on Epler Avenue from Concord Street to Warman Avenue (District 25)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	675
APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 956	ADOPTED:	10/28/1996
173	SPONSORED BY: Councillor Hinkle		
DIGEST: amends the Zoning Ordinance of Marion County concerning "nonconforming uses" (96-AO-4)			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	700
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1007	ADOPTED:	11/25/1996
174	SPONSORED BY: Councillor Cockrum		
DIGEST: approves fees for IMAGIS Land-Base Map in read-only non-transferable format			
REFERRED TO: Public Works Committee		PROPOSAL NO.	746
APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1019	ADOPTED:	11/25/1996
175	SPONSORED BY: Councillor Borst		
DIGEST: establishes procedures with respect to urban economic areas			
REFERRED TO: Economic Development Committee		PROPOSAL NO.	750
APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1027	ADOPTED:	11/25/1996
176	SPONSORED BY: Councillor Hinkle		
DIGEST: amends the Comprehensive Zoning Maps of Marion County by updating base maps #13, #20, #21, #29, and #31 (96-AO-5)			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	764
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1065	ADOPTED:	12/16/1996
177	SPONSORED BY: Councillor Coughenour		
DIGEST: amends the Revised Code to delete the local limit for total cyanide, which is already adequately regulated by federal regulation			
REFERRED TO: Public Works Committee		PROPOSAL NO.	770
APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1067	ADOPTED:	12/16/1996
178	SPONSORED BY: Councillor Hinkle		
DIGEST: extends the expiration date of the Wellfield Protection Zoning Ordinance (96-AO-6)			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	779
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1071	ADOPTED:	12/16/1996
179	SPONSORED BY: Councillor Williams		
DIGEST: authorizes a loading zone for George Wood Associates at 870 Massachusetts Avenue (District 22)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	709
APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1072	ADOPTED:	12/16/1996
180	SPONSORED BY: Councillor Gilmer		
DIGEST: authorizes a traffic signal at 71st Street, Winton Drive, and Cross Key Drive (District 1)			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	772
APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1073	ADOPTED:	12/16/1996

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181 SPONSORED BY: Councillor Williams

DIGEST: authorizes a multi-way stop at Highland Avenue and North Street (District 22)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 774

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1073

ADOPTED: 12/16/1996

182 SPONSORED BY: Councillor Williams

DIGEST: authorizes a multi-way stop at Dorman Street and North Street (District 22)

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 775

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1074

ADOPTED: 12/16/1996

1996 Fiscal Ordinance Index

1	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$10,350 for the Marion County Justice Agency to pay for personnel services for the Julian Center financed by a state grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	11
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 31	ADOPTED: 01/22/1996	
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2	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$300,000 for the County Sheriff to purchase additional cars financed by revenues in the Cumulative Capitol Development Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	10
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996	
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3	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$15,014 for the Prosecuting Attorney to pay a portion of a staff person's salary to implement Project Safe Families financed by a state grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	58
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 59	ADOPTED: 02/12/1996	
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4	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$36,750 for the Prosecuting Attorney to pay a portion of a Deputy Prosecutor's salary to work on Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a state grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	59
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 60	ADOPTED: 02/12/1996	
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5	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$77,234 for Community Corrections to continue the Juvenile Court Intensive Probation Services Program for 1995/1996 financed by a state grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	62
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 61	ADOPTED: 02/12/1996	
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6	SPONSORED BY: Councillor Dowden		
DIGEST: additional appropriation in the amount of \$316,475 to pay for grants previously approved by S.R. No. 107, 1995, for the Marion County Justice Agency, Prosecuting Attorney, County Auditor, Marion County Superior Court, and Forensic Services Agency financed by a transfer from the Drug Free Community Fund in the amount of \$316,475 and reducing the County General Fund appropriations by the amount of \$104,475			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	57
APPROVED BY MAYOR: 02/16/1996	JOURNAL PAGE: 62	ADOPTED: 02/12/1996	
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7	SPONSORED BY: Councillor Schneider		
DIGEST: an appropriation of \$3,273 for the Franklin Township Assessor to pay for 1996 computer lease/purchase financed from the County General Fund balances			
REFERRED TO: Administration and Finance Committee		PROPOSAL NO.	56
APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 92	ADOPTED: 02/26/1996	
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1996 Fiscal Ordinance Index

8 SPONSORED BY: Councillor Gilmer

DIGEST: an appropriation of \$3,049,453 for the Department of Capital Asset Management, Finance and Administration Division, to pay for the public transportation program financed by revenues in the Transportation General Fund, Federal Grants Fund, and State Grants Fund

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 65

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 93

ADOPTED: 02/26/1996

9 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$12,144 for the County Sheriff for overtime reimbursement for officers assigned to the F.B.I. Task Force Program financed by revenues from the State and Federal Grants Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 95

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 95

ADOPTED: 02/26/1996

10 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$9,039 for the Prosecuting Attorney to reimburse the County Auditor for salaries paid in 1995 for the Weed and Seed Grant financed by revenues from the State and Federal Grants Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 97

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 96

ADOPTED: 02/26/1996

11 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$44,989 for the Prosecuting Attorney and County Auditor to fund one deputy prosecutor from the 1996 Weed and Seed Program through the Indianapolis Police Department financed by revenues from the State and Federal Grants Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 98

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 97

ADOPTED: 02/26/1996

12 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$50,000 for the Department of Parks and Recreation to hire a full-time Golf Division Administrator financed by a transfer within the department's Park General Fund

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 94

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 100

ADOPTED: 02/26/1996

13 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$34,950 for the County Sheriff to pay the contractual services of a Jail Purchasing Agent, Fixed Asset Control Officer, Department Disposal Officer, and Chaplain; and to pay Marion County's portion of the Crime Stopper program financed by a transfer within the department's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 96

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 100

ADOPTED: 02/26/1996

14 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$175,000 to finance the upgrade of technology for the newly consolidated Adult Probation Division of the Marion County Superior Court financed by revenues in the Supplemental Adult Probation User Fees Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 124

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 135

ADOPTED: 03/18/1996

1996 Fiscal Ordinance Index

15 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$12,500 for the Prosecuting Attorney to pay Marion County's portion of a victim/witness advocate to work on Regional Gang Interdiction in conjunction with Johnson County financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 164

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 137

ADOPTED: 03/18/1996

16 SPONSORED BY: Councillors Franklin, O'Dell

DIGEST: an appropriation of \$2,381,964 to allocate the 1996 budget for the Office of Youth and Family Services to other City departments

REFERRED TO: Community Affairs Committee

PROPOSAL NO. 158

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 142

ADOPTED: 03/18/1996

17 SPONSORED BY: Councillor Schneider

DIGEST: an appropriation of \$100,000 for the Office of the Controller to make renovations and improvements to the City Market financed by a transfer within the agency's Consolidated County Fund

REFERRED TO: Economic Development Committee

PROPOSAL NO. 157

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 144

ADOPTED: 03/18/1996

18 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$3,340 for the County Surveyor to pay for a unified vertical control network for Marion County financed by transfers within the agency's Surveyor's Corner Perpetuation Fund

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 160

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 145

ADOPTED: 03/18/1996

19 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$14,087 for the Marion County Justice Agency to fund the I-Challenge office budget financed by revenues from the Drug Free Community Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 12

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 169

ADOPTED: 04/08/1996

20 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$232,688 for Community Corrections to continue the Jail Work Program financed by revenues in the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 60

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 170

ADOPTED: 04/08/1996

21 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$84,375 for Community Corrections to pay for five additional Annex officers to facilitate receipt of additional offenders financed by revenues in the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 61

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 171

ADOPTED: 04/08/1996

22 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$64,500 for the County Recorder to purchase an Optical Platter Jukebox Drive to support increased database volume financed by revenues in the Recorder's Perpetuation Fund

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 161

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 172

ADOPTED: 04/08/1996

1996 Fiscal Ordinance Index

23 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,000,000 for the Department of Public Safety, Fire Division, to construct a new fire station financed by revenues in the City Cumulative Capital Improvement Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 165

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 174

ADOPTED: 04/08/1996

24 SPONSORED BY: Councillor Gilmer

DIGEST: an appropriation of \$13,900,000 for the Department of Capital Asset Management to pay for the 1996 Capital Improvement Program financed by available fund balances in the Sanitation General Fund, Transportation General Fund, City Cumulative Capital Development Fund, Parking Meter Fund, and Solid Waste Disposal Fund

REFERRED TO: Capital Asset Management Committee

PROPOSAL NO. 166

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 175

ADOPTED: 05/20/1996

25 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$375,000 for the Department of Metropolitan Development, Planning Division, to establish an ozone public awareness and education program financed by a federal grant

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 207

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 179

ADOPTED: 04/08/1996

26 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$207,200 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 211

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 180

ADOPTED: 04/08/1996

27 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$525,521 for the Department of Public Safety, Police Division, to help fund the Weed and Seed Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 212

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 181

ADOPTED: 04/08/1996

28 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$514,304 for the Department of Public Safety, Police Division, to hire ten additional police officers financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 213

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 182

ADOPTED: 04/08/1996

29 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$645 for the Department of Public Safety, Division of Weights and Measures, to cover overage for the purchase of a vehicle financed by a transfer within the division's Consolidated County Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 216

APPROVED BY MAYOR: 04/12/1996

JOURNAL PAGE: 189

ADOPTED: 04/08/1996

30 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$4,480,000 for the Department of Parks and Recreation to make capital improvements financed by grants from Lilly Endowment

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 209

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 236

ADOPTED: 04/29/1996

1996 Fiscal Ordinance Index

31 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$75,281 for the Department of Public Safety, Police Division, to establish in partnership with the Hudson Institute a national model for using criminology more directly to help fight crime financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 214

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 237

ADOPTED: 04/29/1996

32 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$84,400 for the Department of Public Safety, Fire Division, to fully fund the 1996 purchase of firefighting apparatus financed from the City Cumulative Capital Development Fund balance

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 215

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 238

ADOPTED: 04/29/1996

33 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$120,000 for the Metropolitan Emergency Communications Agency to replace 3 radio antenna towers used in the MECA system financed from the Metropolitan Emergency Communications Fund balance

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 217

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 240

ADOPTED: 04/29/1996

34 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$100,000 for the Department of Metropolitan Development, Planning Division, to pay for infrastructure improvements financed by revenues from a Build Indiana Grant

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 250

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 241

ADOPTED: 04/29/1996

35 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$1,300,000 for the Department of Metropolitan Development, Division of Economic and Housing Development and Division of Permits, to pay for various projects financed from the Consolidated County Fund and Redevelopment General Fund balances

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 251

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 242

ADOPTED: 04/29/1996

36 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$83,341 for the Marion County Public Defender, Prosecuting Attorney, Marion County Superior Court, and the County Auditor to allocate increased funding for the Expedited Trial Program financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 258

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 243

ADOPTED: 04/29/1996

37 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$82,128 for the Marion County Public Defender Agency to fund a study by American University pursuant to Fiscal Ordinance No. 112, 1995 financed from the County General Fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 259

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 244

ADOPTED: 04/29/1996

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38	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$58,660 for the Marion County Public Defender Agency to pay for sentencing support services for indigent, non-violent, and drug-addicted defendants financed by a state grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	261
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 245	ADOPTED:	04/29/1996
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39	SPONSORED BY: Councillor Coughenour		
DIGEST: an appropriation of \$100,000 for the Department of Public Works, Administration, to pay for Brownfields Redevelopment Pilot Program financed by an EPA federal grant			
REFERRED TO: Public Works Committee		PROPOSAL NO.	265
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 246	ADOPTED:	04/29/1996
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40	SPONSORED BY: Councillor Shambaugh		
DIGEST: an appropriation of \$260,000 for the Department of Parks and Recreation to make capital improvements financed from the Consolidated County Cumulative Capital Development Fund balance			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO.	208
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 251	ADOPTED:	04/29/1996
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41	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$48,462 for the Marion County Public Defender Agency to pay for the consolidation of five contract positions into two full-time positions effective May 1, 1996 financed by transfers within the agency's County General Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	260
APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 260	ADOPTED:	04/29/1996
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42	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation to distribute \$1,424,769 of deferral fees to the Prosecuting Attorney, County Auditor, County Sheriff, and Marion County Superior Court financed by revenues in the Deferral Fee Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	210
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 291	ADOPTED:	05/20/1996
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43	SPONSORED BY: Councillor Schneider		
DIGEST: an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances			
REFERRED TO: Administration and Finance Committee		PROPOSAL NO.	247
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 292	ADOPTED:	05/20/1996
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44	SPONSORED BY: Councillor Hinkle		
DIGEST: an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	249
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 293	ADOPTED:	05/20/1996
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45 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$259,779 for the County Sheriff to pay for operational equipment, food, and supplies needed for the sub-basement and 5th floor of the East wing of the City-County Building financed by revenues from the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 256

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 294

ADOPTED: 05/20/1996

46 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$55,501 for the County Sheriff to pay for security and identification equipment needed to begin the screening of all personnel entering the West wing of the City-County Building financed from the County General Fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 257

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 296

ADOPTED: 05/20/1996

47 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 262

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 297

ADOPTED: 05/20/1996

48 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of \$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 310

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 302

ADOPTED: 05/20/1996

49 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 312

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 303

ADOPTED: 05/20/1996

50 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 316

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 305

ADOPTED: 05/20/1996

51 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$34,661 for the Marion County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 319

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 306

ADOPTED: 05/20/1996

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52	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 320	
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 306	ADOPTED: 05/20/1996	
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53	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 322	
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 307	ADOPTED: 05/20/1996	
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54	SPONSORED BY: Councillor Shambaugh		
DIGEST: an appropriation of \$500,000 for the Department of Parks and Recreation to make capital improvements financed from the City Cumulative Capital Development Fund balance			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO. 361	
APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 308	ADOPTED: 05/20/1996	
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55	SPONSORED BY: Councillor Shambaugh		
DIGEST: an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO. 313	
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 342	ADOPTED: 06/10/1996	
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56	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$587,650 for the County Sheriff to pay for a \$2 per diem increase and the additional 60 inmates at Riverside financed by revenues from the County General Fund, Jail Reserve Account			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 318	
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 343	ADOPTED: 06/10/1996	
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57	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$180,000 for the County Auditor to pay the expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information financed by revenues in the Enhanced Access Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 321	
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 344	ADOPTED: 06/10/1996	
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58	SPONSORED BY: Councillor Curry		
DIGEST: an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund			
REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 330	
APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 355	ADOPTED: 06/10/1996	
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59 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 317

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 383

ADOPTED: 06/24/1996

60 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance

REFERRED TO: Public Works Committee

PROPOSAL NO. 325

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 384

ADOPTED: 06/24/1996

61 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 364

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 386

ADOPTED: 06/24/1996

62 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 420

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 387

ADOPTED: 06/24/1996

63 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 423

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 388

ADOPTED: 06/24/1996

64 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 424

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 389

ADOPTED: 06/24/1996

65 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 425

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 390

ADOPTED: 06/24/1996

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66	SPONSORED BY: Councillor Gilmer		
DIGEST: an appropriation of \$250,000 for the Department of Capital Asset Management, Finance and Administration Division, for public transportation services financed by a transfer within the division's Transportation General Fund			
REFERRED TO: Capital Asset Management Committee		PROPOSAL NO.	427
APPROVED BY MAYOR: 06/28/1996	JOURNAL PAGE: 396	ADOPTED:	06/24/1996
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67	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	421
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 423	ADOPTED:	07/22/1996
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68	SPONSORED BY: Councillor Franklin		
DIGEST: an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances			
REFERRED TO: Community Affairs Committee		PROPOSAL NO.	363
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 422	ADOPTED:	07/22/1996
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69	SPONSORED BY: Councillor Dowden		
DIGEST: an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	422
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 424	ADOPTED:	07/22/1996
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70	SPONSORED BY: Councillors Dowden, Moriarty Adams		
DIGEST: an appropriation of \$3,675,000 for the County Auditor to purchase the Service Supply Building for use as a jail, and to pay relocation and engineering costs and other expenses associated with the purchase financed by balances in the County General Fund, Contingency and Jail Reserve Accounts			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	452
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 426	ADOPTED:	07/22/1996
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71	SPONSORED BY: Councillor Schneider		
DIGEST: amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund			
REFERRED TO: Administration and Finance Committee		PROPOSAL NO.	415
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 430	ADOPTED:	07/22/1996
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72	SPONSORED BY: Councillor Schneider		
DIGEST: changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds			
REFERRED TO: Administration and Finance Committee		PROPOSAL NO.	416
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 431	ADOPTED:	07/22/1996
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73 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a transfer within the department's City Cumulative Capital Improvement Fund

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 418

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 433

ADOPTED: 07/22/1996

74 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 419

APPROVED BY MAYOR: 07/26/1996

JOURNAL PAGE: 434

ADOPTED: 07/22/1996

75 SPONSORED BY: Councillor Borst

DIGEST: an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 453

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 543

ADOPTED: 08/05/1996

76 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$60,000 for the Marion County Superior Court, Juvenile Division, to fund Child Advocates, Inc., a program to assist children who are victims of abuse, financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 478

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 544

ADOPTED: 08/05/1996

77 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$45,000 for the Prosecuting Attorney to develop a community-wide protocol with the criminal justice agencies and treatment providers to combat domestic violence financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 479

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 545

ADOPTED: 08/05/1996

78 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$8,529 for the Prosecuting Attorney to pay partial salary of an Adult Protective Services Investigator and to purchase a computer financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 480

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 546

ADOPTED: 08/05/1996

79 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$700,000 for the Public Defender Agency to fund indigent Appeal transcripts and death penalty litigation claims financed by revenues from the County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 481

APPROVED BY MAYOR: 08/09/1996

JOURNAL PAGE: 547

ADOPTED: 08/05/1996

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80 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$300,000 for the Department of Public Works, Maintenance Operations Division, to pay for cost overruns due to the snow removal of 1996 financed by a federal grant

REFERRED TO: Public Works Committee

PROPOSAL NO. 528

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 622

ADOPTED: 08/19/1996

81 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$250,000 for the Department of Administration, Indianapolis Fleet Services Division, to pay for cost overruns due to the snow removal of 1996 and the purchase of a new wrecker financed by a transfer within the division's Consolidated County Fund

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 525

APPROVED BY MAYOR: 08/23/1990

JOURNAL PAGE: 624

ADOPTED: 08/19/1996

82 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$10,000 for the County Sheriff to fund a portion of a contractual staff person for Crime Stoppers financed by a transfer within the department's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 526

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 625

ADOPTED: 08/19/1996

83 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$294,000 in the County Correction Fund for the County Sheriff, Marion County Justice Agency, Community Corrections, and County Auditor to continue providing diversion programs for misdemeanor populations from State penal facilities

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 527

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 642

ADOPTED: 09/09/1996

84 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$4,000,000 for the Department of Parks and Recreation to make capital improvements at Garfield Park financed by a grant from Lilly Endowment

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 556

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 643

ADOPTED: 09/09/1996

85 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$724,123 for the Department of Metropolitan Development, Division of Planning, to support reuse planning and research activities at Naval Air Warfare Center financed by revenues in the Consolidated County and Federal Grants Funds

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 557

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 644

ADOPTED: 09/09/1996

86 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,326 for the Prosecuting Attorney to train deputy prosecutors and advocates in victim ideology with emphasis on family violence and sexual assault financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 558

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 645

ADOPTED: 09/09/1996

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87 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$89,957 for the Prosecuting Attorney to fund the continuation of an Adult Protective Services Unit serving Marion, Hamilton, Hancock, and Boone Counties financed by state and federal grants

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 559

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 646

ADOPTED: 09/09/1996

88 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$19,743 in the State and Federal Grants Fund for the Marion County Public Defender Agency, Prosecuting Attorney, Marion County Superior Court, and County Auditor to restore the six percent decrease in the original award for the expedited trial grant that was a result of the federal budget not being approved on the date of the original grant award

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 560

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 647

ADOPTED: 09/09/1996

89 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$3,744 in the State and Federal Grants Fund for the Marion County Public Defender Agency and County Auditor to restore the six percent decrease in the original award of the alternative sentencing grant that was a result of the federal budget not being approved on the date of the original grant award

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 561

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 648

ADOPTED: 09/09/1996

90 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$318,874 to provide funding for training and anti-gang initiatives for the Department of Public Safety, Police Division, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 562

APPROVED BY MAYOR: 09/13/1996

JOURNAL PAGE: 649

ADOPTED: 09/09/1996

91 SPONSORED BY: Councillor McClamroch

DIGEST: the annual budget for the Revenue Bonds Debt Service Funds for 1997

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 545

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 701

ADOPTED: 09/30/1996

92 SPONSORED BY: Councillor Franklin

DIGEST: the annual budget for the Marion County Office of Family and Children for 1997

REFERRED TO: Community Affairs Committee

PROPOSAL NO. 546

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 713

ADOPTED: 09/30/1996

93 SPONSORED BY: Councillor McClamroch

DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1997

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 547

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 724

ADOPTED: 09/30/1996

94 SPONSORED BY: Councillor McClamroch

DIGEST: the annual budget for Indianapolis and Marion County for 1997

REFERRED TO: Various Committee

PROPOSAL NO. 548

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 735

ADOPTED: 09/30/1996

1996 Fiscal Ordinance Index

95 SPONSORED BY: Councillor Curry

DIGEST: a transfer of \$614,219 in the County General Fund to allow various county agencies to pay their 1996 ISA charges

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 309

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 901

ADOPTED: 10/14/1996

96 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$2,350,000 for the County Sheriff to pay for renovation of the Service Supply Building to be used as a jail annex financed by a grant from the United States Marshals Service

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 585

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 903

ADOPTED: 10/14/1996

97 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$66,000 for the Marion County Superior Court to provide additional funds for the balance of 1996 financed by revenues in the Juvenile Probation Fees Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 586

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 904

ADOPTED: 10/14/1996

98 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$39,000 for the Marion County Superior Court to fund Project Impact financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 587

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 905

ADOPTED: 10/14/1996

99 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$22,500 for the Marion County Superior Court to fund a state grant for Big Sisters

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 588

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 906

ADOPTED: 10/14/1996

100 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$328,620 for the Prosecuting Attorney to continue the comprehensive traffic safety program financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 589

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 906

ADOPTED: 10/14/1996

101 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$77,817 for the Prosecuting Attorney and County Auditor to continue a study compiling figures on people sentenced to specific programs after conviction of drunk driving offenses funded by a grant from the Governor's Council on Impaired and Dangerous Driving

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 590

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 907

ADOPTED: 10/14/1996

102 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$263,880 for the Department of Public Safety, Emergency Management Division, to provide warning siren initiatives financed from revenues in the City Cumulative Capital Development Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 592

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 908

ADOPTED: 10/14/1996

1996 Fiscal Ordinance Index

103 SPONSORED BY: Councillor Curry

DIGEST: an appropriation of \$290,000 in the Information Services Internal Service Fund for the Information Services Agency to pay increases in the wiring contract and voice mail maintenance contract, and in the increased telephone charges associated with supporting over 5,000 telephone lines financed by revenues from telephone customers

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 641

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 909

ADOPTED: 10/14/1996

104 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$725,294 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from April through August of 1996 financed by fund balances

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 643

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 912

ADOPTED: 10/14/1996

105 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$15,612 for the Prosecuting Attorney to continue the domestic violence emergency shelter and out-patient programs through the Salvation Army financed by a state grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 645

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 913

ADOPTED: 10/14/1996

106 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$234,077 to provide a violent crime enforcement experiment for the Department of Public Safety, Police Division, financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 646

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 914

ADOPTED: 10/14/1996

107 SPONSORED BY: Councillor Franklin

DIGEST: a transfer of \$94,500 in the County General Fund for the Cooperative Extension Service to correct Fiscal Ordinance No. 68, 1996, which appropriated the funds in the wrong character

REFERRED TO: Community Affairs Committee

PROPOSAL NO. 582

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 915

ADOPTED: 10/14/1996

108 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$175,000 for the Marion County Justice Agency to pay contractual data processing charges financed by a transfer within the Justice Agency's and County Auditor's County General Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 591

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 916

ADOPTED: 10/14/1996

109 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$6,093 in the County General Fund from the Marion County Superior Court and County Auditor to the Prosecuting Attorney for the purpose of contracting with the Family Advocacy Center to provide a staff person to initiate protective orders

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 644

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 917

ADOPTED: 10/14/1996

1996 Fiscal Ordinance Index

110 SPONSORED BY: Councillor Hinkle

DIGEST: an appropriation of \$260,000 for the County Recorder to convert 1987 through 1993 microfilm documents to optical platters for the document imaging system financed by County Recorder's Perpetuation Fund balance

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 698

APPROVED BY MAYOR: 11/01/1996

JOURNAL PAGE: 941

ADOPTED: 10/28/1996

111 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$140,947 for the Prosecuting Attorney to continue funding six victim advocates working in various courts financed by federal and state grants

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 660

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 977

ADOPTED: 11/11/1996

112 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$20,800 for the Prosecuting Attorney to provide victim assistance training for the Victim Assistance Network financed by a grant from the Indiana Criminal Justice Institute

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 703

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 978

ADOPTED: 11/11/1996

113 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$275,187 for the Community Corrections Agency to fund the home detention program for fiscal year 1996-97 financed by home detention user fees

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 706

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 979

ADOPTED: 11/11/1996

114 SPONSORED BY: Councillor Borst

DIGEST: an appropriation transferring \$20,000 in the County General Fund for the Forensic Services Agency to pay for additional chemicals, reagents, and supplies used in processing evidence

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 661

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 980

ADOPTED: 11/11/1996

115 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$10,149 in the State and Federal Grants Fund for the Community Corrections Agency to pay accrued time to two employees that resigned from the agency

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 705

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 981

ADOPTED: 11/11/1996

116 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$16,135 in the County General Fund for the Community Corrections Agency to pay for equipment maintenance

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 707

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 982

ADOPTED: 11/11/1996

117 SPONSORED BY: Councillors Smith, McClamroch, Moores,

DIGEST: an appropriation of \$2,330 for the Franklin Township Assessor to pay salary increases and fringes for five full-time employees financed from the County General Fund balances

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 581

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 994

ADOPTED: 11/25/1996

1996 Fiscal Ordinance Index

118 SPONSORED BY: Councillor Schneider

DIGEST: authorizes tax anticipation borrowing for the City during the period from January 1, 1997 through December 31, 1997

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 730

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 995

ADOPTED: 11/25/1996

119 SPONSORED BY: Councillor Schneider

DIGEST: authorizes tax anticipation borrowing for the County General Fund and the County Family and Children's Fund during the period from January 1, 1997 through December 31, 1997

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 731

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1000

ADOPTED: 11/25/1996

120 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation of \$250,000 for the Department of Parks and Recreation to pay for dead tree removal financed by revenues from the Park General Fund

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 734

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1004

ADOPTED: 11/25/1996

121 SPONSORED BY: Councillor Schneider

DIGEST: an appropriation transferring \$2,636 in the County General Fund for the County Coroner to increase part-time deputy coroners due to an increased case load

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 659

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1005

ADOPTED: 11/25/1996

122 SPONSORED BY: Councillor Hinkle

DIGEST: a transfer between characters of \$150,000 in the Redevelopment General Fund to allow correct accounting treatment for certain expenditures in the facade improvement program for the Department of Metropolitan Development, Division of Economic and Housing Development

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 701

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1014

ADOPTED: 11/25/1996

123 SPONSORED BY: Councillor Shambaugh

DIGEST: an appropriation reduction of \$933,424 for the Department of Parks and Recreation from the Park General Fund as part of financing for the 1997 annual budget

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 733

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1017

ADOPTED: 11/25/1996

124 SPONSORED BY: Councillor Shambaugh

DIGEST: a transfer of \$10,000 in the State Grant Fund for the Department of Parks and Recreation to pay for Perry Park tree removal

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 735

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1018

ADOPTED: 11/25/1996

125 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$22,684 for the Marion County Superior Court to pay expenses of the probation department financed by revenues in the Supplemental Adult Probation Fee Fund

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 702

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1053

ADOPTED: 12/16/1996

1996 Fiscal Ordinance Index

126 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$12,000 in the County General Fund for the Public Defender Agency to pay telephone expenses financed by reimbursements from the Sheriff's Department

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 704

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1054

ADOPTED: 12/16/1996

127 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$28,339 for the Prosecuting Attorney to contract for a Project Safe Families advocate funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 737

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1055

ADOPTED: 12/16/1996

128 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$58,703 for the Prosecuting Attorney to contract for a child interviewer funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 738

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1056

ADOPTED: 12/16/1996

129 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$65,000 for the Prosecuting Attorney to contract for court advocates in domestic violence courts funded by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 739

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1056

ADOPTED: 12/16/1996

130 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$24,000 for the Marion County Justice Agency to offer indigent adults individualized and group counseling in order to work through victimization issues such as domestic violence financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 743

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1057

ADOPTED: 12/16/1996

131 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$46,215 for the Marion County Justice Agency to continue the Drug Use Forecasting Program through September 30, 1997 financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 744

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1058

ADOPTED: 12/16/1996

132 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$27,250 for the Prosecuting Attorney to continue to provide for Regional Gang Interdiction in coordination with the Johnson County Prosecutor financed by a federal grant

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 768

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1059

ADOPTED: 12/16/1996

1996 Fiscal Ordinance Index

133 SPONSORED BY: Councillor Dowden

DIGEST: an appropriation of \$684,530 in the Deferral Fee Fund to pay expenses of the County Auditor, Prosecuting Attorney, County Sheriff, and Marion County Superior Court from fees collected from September through October 1996

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 769

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1059

ADOPTED: 12/16/1996

134 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$110,000 in the County General Fund to provide for the increased cost of gasoline for the Sheriff's Department

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 736

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1061

ADOPTED: 12/16/1996

135 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$10,000 in the County User Fee Fund for the Prosecuting Attorney to pay for increased postage costs

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 740

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1062

ADOPTED: 12/16/1996

136 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$34,000 in the County General Fund for the Prosecutor's Child Support IV-D Agency to pay the agency's expenses for the balance of 1996

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 741

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1062

ADOPTED: 12/16/1996

137 SPONSORED BY: Councillor Dowden

DIGEST: a transfer of \$92,200 in the County General Fund for the Marion County Superior Court, Juvenile Division, to cover the cost of computer upgrade

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 742

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1063

ADOPTED: 12/16/1996

1996 Special Ordinance Index

1 SPONSORED BY: Councillor Borst

DIGEST: a final bond ordinance authorizing the issuance of \$3,300,000 City of Indianapolis, Indiana Variable Rate Demand Multifamily Housing Revenue Bonds, Series 1996A (El-Beulah Retirement Village, Ind. Project) and \$1,100,000 City of Indianapolis, Indiana Multifamily Housing Mortgage Revenue Bonds, Series 1996B (El-Beulah Retirement Village, Inc. Project) to undertake and complete the acquisition, construction and equipping of 72 apartments constructed as one-story duplexes to be located at 7606 East 82nd Street (District 4)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 69

APPROVED BY MAYOR: 01/29/1996

JOURNAL PAGE: 23

ADOPTED: 01/22/1996

2 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$8,000,000 for Post Pointe Partners, Ltd. (District 14)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 152

APPROVED BY MAYOR: 03/01/1996

JOURNAL PAGE: 85

ADOPTED: 02/26/1996

3 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of variable/fixed rate multi-family housing revenue bonds in the principal amount not to exceed \$8,700,000 for Crossing Partners, L.P. at 4000 North Franklin Road (District 12)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 201

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 126

ADOPTED: 03/18/1996

4 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of economic development bonds in an amount not to exceed \$2,050,000 for Double D Press, Inc. at 5739 Professional Circle (District 19)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 202

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 132

ADOPTED: 03/18/1996

5 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of \$1,800,000 City of Indianapolis Adjustable Rate Economic Development Revenue Bonds, Series 1996 (U.S., LLC Project) to finance the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. and use in its orthopedic, prosthetic, and surgical appliance manufacturing business (District 17)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 302

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 223

ADOPTED: 04/29/1996

6 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of the \$8,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1996 (Faris Avenue Limited Partnership Project) to finance the acquisition and rehabilitation of the existing 354 unit multi-family residential facility located at 6875 Faris Avenue (District 11)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 303

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 226

ADOPTED: 04/29/1996

7 SPONSORED BY: Councillor Borst

DIGEST: authorizes the issuance of economic development revenue bonds in an amount not to exceed \$5,000,000 for the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 22) (White Arts, Inc. Project)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 391

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 280

ADOPTED: 05/20/1996

1996 Special Ordinance Index

8	SPONSORED BY: Councillors Curry, Schneider, Dowden, DIGEST: approves the issuance of bonds in the amount of \$14,200,000 for the 96th Street/Castleton economic development area and the appropriation of proceeds on the bonds REFERRED TO: Rules and Public Policy Committee APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 299	PROPOSAL NO. 269 ADOPTED: 05/20/1996
9	SPONSORED BY: Councillor Borst DIGEST: authorizes the execution of an Assignment and Assumption Agreement in connection with the restructuring and refinancing of the Canal Square Project located at the intersection of New York Street and West Street (District 16) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 285	PROPOSAL NO. 394 ADOPTED: 05/20/1996
10	SPONSORED BY: Councillor Borst DIGEST: amends S.O. No. 3, 1996 authorizing certain amendments to the previously-issued and outstanding \$8,700,000 City of Indianapolis Variable/Fixed Rate Multi-Family Husing Revenue Bonds, Series 1996 (Crossing Partners, L.P. Project), the proceeds of which were used to finance the acquisition and rehabilitation of the 240-unit apartment complex located at 4000 North Franklin Road and approving and authorizing other actions in respect thereto (District 12) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 418	PROPOSAL NO. 501 ADOPTED: 07/22/1996
11	SPONSORED BY: Councillors Dowden, Curry DIGEST: elects to fund MECA operations in calendar year 1997 with \$2 million dollars of COIT revenue REFERRED TO: Public Safety and Criminal Justice Committee APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE: 562	PROPOSAL NO. 477 ADOPTED: 08/05/1996
12	SPONSORED BY: Councillor Curry DIGEST: approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Time Warner Entertainment-Advance/Newhouse Partnership d.b.a. American Cablevision of Indianapolis REFERRED TO: Rules and Public Policy Committee APPROVED BY MAYOR: 08/16/1996	JOURNAL PAGE: 595	PROPOSAL NO. 503 ADOPTED: 08/05/1996
13	SPONSORED BY: Councillor Curry DIGEST: approves and confirms an agreement for the renewal of a franchise for cable service granted by the City to Comcast Cablevision of Indianapolis, L.P. REFERRED TO: Rules and Public Policy Committee APPROVED BY MAYOR: 08/16/1996	JOURNAL PAGE: 597	PROPOSAL NO. 504 ADOPTED: 08/05/1996
14	SPONSORED BY: Councillor Borst DIGEST: a special ordinance for Indiana Veneers Corp. to proceed with the acquisition of machinery, equipment and/or other fixtures and the expansion of the existing building located at 1121 East 24th Street in an amount not to exceed \$1,000,000 (District 10) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE: 613	PROPOSAL NO. 565 ADOPTED: 08/19/1996

1996 Special Ordinance Index

15 SPONSORED BY: Councillor Borst

DIGEST: a special ordinance for Willowbrook Affordable Housing Corp. to proceed with the acquisition, renovation and equipping of the existing 385-unit multi-family residential rental facility consisting of 12 buildings located at 4803 Round Lake Road on approximately 28.44 acres of land, as well as the acquisition, construction and installation of various site improvements at the facility in an amount not to exceed \$17,005,000 (Willowbrook Apartments Project) (District 4)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 566

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 616

ADOPTED: 08/19/1996

16 SPONSORED BY: Councillor Borst

DIGEST: amends S.O. No. 6, 1996 as it pertains to the definition of "Qualified Investments" contained in the Original Loan Agreement with respect to the previously-issued and outstanding \$7,000,000 City of Indianapolis Economic Development Revenue Bonds, Series 1996 A and B (Faris Avenue Limited Partnership Project), the proceeds of which were used to (i) finance the costs of the acquisition, renovation and equipping of the existing 352-unit multi-family residential facility located at 6875 Faris Avenue on approximately 22.11 acres of land, and (ii) the acquisition, construction and installation of various site improvements at the facility located at 6875 Faris Avenue (District 12)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 568

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 619

ADOPTED: 08/19/1996

17 SPONSORED BY: Councillor Borst

DIGEST: a special ordinance for the Archdiocese of Indianapolis authorizing the design, acquisition, construction, equipping and furnishing of educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 680

APPROVED BY MAYOR: 10/18/1996

JOURNAL PAGE: 892

ADOPTED: 10/14/1996

18 SPONSORED BY: Councillor Borst

DIGEST: amends the interest rate and term of the bonds as requested by the permanent investor for Sutton Place Apartments Project located at 9350 East 43rd Street (District 14)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 752

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 969

ADOPTED: 11/11/1996

19 SPONSORED BY: Councillor Borst

DIGEST: authorizes economic development refunding revenue bonds in the total aggregate principal amount not to exceed \$6,000,000 for Yellow Freight System, Inc. located at 1818 South High School Road (District 19)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 753

APPROVED BY MAYOR: 11/15/1996

JOURNAL PAGE: 971

ADOPTED: 11/11/1996

20 SPONSORED BY: Councillor Borst

DIGEST: amends S.O. No. 17, 1993, by authorizing the amendment of the principal payment schedule for the City of Indianapolis Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) (District 22)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 819

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1048

ADOPTED: 12/16/1996

1996 Special Ordinance Index

21 SPONSORED BY: Councillor Curry

DIGEST: an amendment to the Information Technology Operating Agreement between the City/County and SCT

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 748

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1064

ADOPTED: 12/16/1996

1996 General Resolution Index

1 SPONSORED BY: Councillor Coughenour

DIGEST: approves a Sewage and Wastewater Transportation and Treatment Services Agreement between the City and the Tri-County Conservancy District

REFERRED TO: Public Works Committee

PROPOSAL NO. 64

APPROVED BY MAYOR: 02/16/1996

JOURNAL PAGE: 65

ADOPTED: 02/12/1996

2 SPONSORED BY: Councillor Hinkle

DIGEST: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$3,200,000 to finance the development of the 10th Street Revitalization Project and the New East Industrial Center by Eastwide Community Investments

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 159

APPROVED BY MAYOR: 03/22/1996

JOURNAL PAGE: 136

ADOPTED: 03/18/1996

3 SPONSORED BY: Councillor Hinkle

DIGEST: approves the issuance of Promissory Notes in connection with a HUD Section 108 guaranteed loan in the amount of \$7,600,000 for the purpose of assisting the development of industrial parks in Center Township, the redevelopment of property near the intersection of Martin Luther King and 16th Street, and other projects to be determined

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 206

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 234

ADOPTED: 04/29/1996

4 SPONSORED BY: Councillor Dowden

DIGEST: approves a preliminary determination for the County to enter into a lease with the Building Authority in connection with the financing of the proposed supplemental jail facility at 730 East Washington Street and 752 East Market Street

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 267

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 247

ADOPTED: 04/29/1996

5 SPONSORED BY: Councillor Coughenour

DIGEST: authorizes execution of Amendment No. 4 to the Interlocal Agreement between the City of Indianapolis and the City of Beech Grove for sewage treatment

REFERRED TO: Public Works Committee

PROPOSAL NO. 263

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 261

ADOPTED: 04/29/1996

6 SPONSORED BY: Councillors Curry, Schneider, Dowden,

DIGEST: approves the 96th Street/Castleton economic development area

REFERRED TO: Rules and Public Policy Committee

PROPOSAL NO. 268

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 298

ADOPTED: 05/20/1996

7 SPONSORED BY: Councillor Shambaugh

DIGEST: approves certain public purpose grants for support of the arts

REFERRED TO: Parks and Recreation Committee

PROPOSAL NO. 473

APPROVED BY MAYOR: 06/28/1996

JOURNAL PAGE: 379

ADOPTED: 06/24/1996

1996 General Resolution Index

8	SPONSORED BY: Councillor O'Dell		
DIGEST: rejects the Library Capital Project Fund Plan of the Indianapolis-Marion County Public Library and establishes a Library Ad-Hoc Study Committee			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	413
APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 428	ADOPTED: 07/22/1996	
9	SPONSORED BY: Councillor O'Dell		
DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	550
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 677	ADOPTED: 09/30/1996	
10	SPONSORED BY: Councillor O'Dell		
DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	551
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 681	ADOPTED: 09/30/1996	
11	SPONSORED BY: Councillor O'Dell		
DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	552
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 685	ADOPTED: 09/30/1996	
12	SPONSORED BY: Councillor O'Dell		
DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	553
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 692	ADOPTED: 09/30/1996	
13	SPONSORED BY: Councillor O'Dell		
DIGEST: reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	554
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 696	ADOPTED: 09/30/1996	
14	SPONSORED BY: Councillors Tilford, Borst, Jones, McClamroch,		
DIGEST: approves the Metropolitan Development Commission's determination that the Naval Air Warfare Center Economic Development Area is an economic development area pursuant to the Redevelopment Act			
REFERRED TO: Economic Development Committee		PROPOSAL NO.	583
APPROVED BY MAYOR: 10/09/1996	JOURNAL PAGE: 876	ADOPTED: 09/30/1996	
15	SPONSORED BY: Councillor Williams		
DIGEST: approves certain public purpose grant for support of the arts			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO.	713
APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1016	ADOPTED: 11/25/1996	

1996 General Resolution Index

16 SPONSORED BY: Councillor Coughenour

DIGEST: approves an agreement between the City of Indianapolis and Boone County Utilities, LLC for wastewater treatment and disposal

REFERRED TO: Public Works Committee

PROPOSAL NO. 747

APPROVED BY MAYOR: 12/02/1996

JOURNAL PAGE: 1024

ADOPTED: 11/25/1996

1996 Council Resolution Index

1	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Jason Holliday to the Common Construction Wage Committee for Decatur Township		
	REFERRED TO: Whole Committee	PROPOSAL NO.	80
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 18	ADOPTED: 01/22/1996
2	SPONSORED BY: Councillor Dowden		
	DIGEST: approves the reappointment of Michael E. Beaver as Director of the Department of Public Safety		
	REFERRED TO: Public Safety and Criminal Justice Committee	PROPOSAL NO.	5
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 19	ADOPTED: 01/22/1996
3	SPONSORED BY: Councillor Gilmer		
	DIGEST: approves the reappointment of Gregory L. Henneke as Director of the Department of Capital Asset Management		
	REFERRED TO: Capital Asset Management Committee	PROPOSAL NO.	7
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 19	ADOPTED: 01/22/1996
4	SPONSORED BY: Councillor Curry		
	DIGEST: approves the appointment of Irma J. Neal as Deputy Mayor for Neighborhoods		
	REFERRED TO: Rules and Public Policy Committee	PROPOSAL NO.	8
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 20	ADOPTED: 01/22/1996
5	SPONSORED BY: Councillor Curry		
	DIGEST: approves the appointment of Charles B. Stitt as Deputy Mayor		
	REFERRED TO: Rules and Public Policy Committee	PROPOSAL NO.	9
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 20	ADOPTED: 01/22/1996
6	SPONSORED BY: Councillor Shambaugh		
	DIGEST: appoints James Dillard to the Common Construction Wage Committee for the School Town of Speedway		
	REFERRED TO: Whole Committee	PROPOSAL NO.	135
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 44	ADOPTED: 02/12/1996
7	SPONSORED BY: Councillor Coughenour		
	DIGEST: approves the appointment of Gregory L. Henneke as Director of the Department of Public Works		
	REFERRED TO: Public Works Committee	PROPOSAL NO.	6
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 45	ADOPTED: 02/12/1996
8	SPONSORED BY: Councillor Schneider		
	DIGEST: approves the appointment of Michael Yoder as Director of the Department of Administration		
	REFERRED TO: Administration and Finance Committee	PROPOSAL NO.	2
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 46	ADOPTED: 02/12/1996
9	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves the appointment of Moira Carlstedt as Director of the Department of Metropolitan Development		
	REFERRED TO: Metropolitan Development Committee	PROPOSAL NO.	3
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 47	ADOPTED: 02/12/1996

1996 Council Resolution Index

10	SPONSORED BY: Councillor Shambaugh		
DIGEST: approves the appointment of Raymond D. Wallace as Director of the Department of Parks and Recreation			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO.	4
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 47	ADOPTED:	02/12/1996
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11	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Henry C. Bock, M.D. to the Health & Hospital Corporation Board of Trustees			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	28
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 48	ADOPTED:	02/12/1996
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12	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	72
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 48	ADOPTED:	02/12/1996
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13	SPONSORED BY: Councillor		
DIGEST: reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals, Division I			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	73
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 48	ADOPTED:	02/12/1996
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14	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Isaac Randolph to the Metropolitan Board of Zoning Appeals, Division II			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	74
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 49	ADOPTED:	02/12/1996
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15	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals, Division III			
REFERRED TO: Metropolitan Development Committee		PROPOSAL NO.	75
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 49	ADOPTED:	02/12/1996
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16	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Daniel Cartwright to the Indianapolis Public Transportation Corporation Board			
REFERRED TO: Municipal Corporations Committee		PROPOSAL NO.	77
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 49	ADOPTED:	02/12/1996
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17	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Charles E. Kendall to the Board of Parks and Recreation			
REFERRED TO: Parks and Recreation Committee		PROPOSAL NO.	78
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 50	ADOPTED:	02/12/1996
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18	SPONSORED BY: Councillor McClamroch		
DIGEST: reappoints Ann Curry to the Animal Control Board			
REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO.	79
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 50	ADOPTED:	02/12/1996
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1996 Council Resolution Index

19	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints David Smith to the Marion County Community Corrections Advisory Board		
	REFERRED TO: Public Safety and Criminal Justice Committee	PROPOSAL NO.	81
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 50	ADOPTED: 02/12/1996
20	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Robert A. Stewart to the Metropolitan Board of Zoning Appeals, Division III		
	REFERRED TO: Metropolitan Development Committee	PROPOSAL NO.	76
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 77	ADOPTED: 02/26/1996
21	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Phillip Hinkle to the Marion County Board of Tax Adjustment		
	REFERRED TO: Administration and Finance Committee	PROPOSAL NO.	126
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
22	SPONSORED BY: Councillor McClamroch		
	DIGEST: appoints Curt Coonrod to the Audit Committee		
	REFERRED TO: Administration and Finance Committee	PROPOSAL NO.	127
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
23	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Lance L. Bundles to the Metropolitan Development Commission		
	REFERRED TO: Metropolitan Development Committee	PROPOSAL NO.	129
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 78	ADOPTED: 02/26/1996
24	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Randolph L. Snyder to the Metropolitan Development Commission		
	REFERRED TO: Metropolitan Development Committee	PROPOSAL NO.	131
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 79	ADOPTED: 02/26/1996
25	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Diana Wilson Hall to the Board of Parks and Recreation		
	REFERRED TO: Parks and Recreation Committee	PROPOSAL NO.	132
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 79	ADOPTED: 02/26/1996
26	SPONSORED BY: Councillor Dowden		
	DIGEST: approves the submission of a grant application to the Indiana Department of Corrections to obtain funds for the programs operated by the Marion County Community Corrections for the 1996-97 fiscal year		
	REFERRED TO: Public Safety and Criminal Justice Committee	PROPOSAL NO.	100
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 101	ADOPTED: 02/26/1996
27	SPONSORED BY: Councillor McClamroch		
	DIGEST: reappoints Wayne Reynolds to the Speedway Economic Development Commission		
	REFERRED TO: Economic Development Committee	PROPOSAL NO.	128
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 120	ADOPTED: 03/18/1996

1996 Council Resolution Index

28	SPONSORED BY: Councillor McClamroch		
DIGEST:	reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission		
REFERRED TO:	Metropolitan Development Committee	PROPOSAL NO.	130
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	121
		ADOPTED:	03/18/1996
29	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints James W. Scott to the Indianapolis Economic Development Commission		
REFERRED TO:	Economic Development Committee	PROPOSAL NO.	185
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	121
		ADOPTED:	03/18/1996
30	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints Robert Spear to the Alcoholic Beverage Board of Marion County		
REFERRED TO:	Metropolitan Development Committee	PROPOSAL NO.	186
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	121
		ADOPTED:	03/18/1996
31	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints George Taylor to the Board of Public Safety		
REFERRED TO:	Public Safety and Criminal Justice Committee	PROPOSAL NO.	187
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	122
		ADOPTED:	03/18/1996
32	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints Leslie Duvall to the Marion County Community Corrections Advisory Board		
REFERRED TO:	Public Safety and Criminal Justice Committee	PROPOSAL NO.	189
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	122
		ADOPTED:	03/18/1996
33	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints Michael Duff to the Common Construction Wage Committee formed by Ivy Tech State College of Indianapolis		
REFERRED TO:	Whole Committee	PROPOSAL NO.	233
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	158
		ADOPTED:	03/18/1996
34	SPONSORED BY: Councillor McClamroch		
DIGEST:	reappoints Elliott Nelson to the Board of Public Safety		
REFERRED TO:	Public Safety and Criminal Justice Committee	PROPOSAL NO.	133
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	162
		ADOPTED:	04/08/1996
35	SPONSORED BY: Councillor McClamroch		
DIGEST:	reappoints David W. Hoppock to the Air Pollution Control Board		
REFERRED TO:	Public Works Committee	PROPOSAL NO.	134
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	162
		ADOPTED:	04/08/1996
36	SPONSORED BY: Councillor McClamroch		
DIGEST:	appoints Anthony C. La Rosa to the Audit Committee		
REFERRED TO:	Administration and Finance Committee	PROPOSAL NO.	184
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	163
		ADOPTED:	04/08/1996

1996 Council Resolution Index

37	SPONSORED BY: Councillor McClamroch DIGEST: appoints Linda Beadling to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 163	PROPOSAL NO. 188 ADOPTED: 04/08/1996
38	SPONSORED BY: Councillor McClamroch DIGEST: appoints Margot L. Eccles to the Indianapolis Parks Foundation Board of Trustees REFERRED TO: Parks and Recreation Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 163	PROPOSAL NO. 231 ADOPTED: 04/08/1996
39	SPONSORED BY: Councillor McClamroch DIGEST: reappoints Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board REFERRED TO: Public Safety and Criminal Justice Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 164	PROPOSAL NO. 232 ADOPTED: 04/08/1996
40	SPONSORED BY: Councillors Gilmer, Coughenour DIGEST: amends Regulation 96-01 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996 REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 193	PROPOSAL NO. 300 ADOPTED: 04/08/1996
41	SPONSORED BY: Councillors Coughenour, Gilmer DIGEST: amends Regulation 96-02 of the Board of Capital Asset Management and staying the effective date of such regulations until June 13, 1996 REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 195	PROPOSAL NO. 301 ADOPTED: 04/08/1996
42	SPONSORED BY: Councillor McClamroch DIGEST: reappoints Chester Carpenter to the Public Housing Board REFERRED TO: Metropolitan Development Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 212	PROPOSAL NO. 230 ADOPTED: 04/29/1996
43	SPONSORED BY: Councillors O'Dell, Smith DIGEST: appoints Mark Bowell to the Indianapolis-Marion County Public Library Board REFERRED TO: Municipal Corporations Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 213	PROPOSAL NO. 254 ADOPTED: 04/29/1996
44	SPONSORED BY: Councillor McClamroch DIGEST: appoints Stuart Rhodes to the Cable Franchise Board REFERRED TO: Rules and Public Policy Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 337	PROPOSAL NO. 414 ADOPTED: 06/10/1996
45	SPONSORED BY: Councillor McClamroch DIGEST: selects Michael Duff as its appointment to the Common Construction Wage Committee and corrects Council Resolution No. 33, 1996 REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 338	PROPOSAL NO. 426 ADOPTED: 06/10/1996

1996 Council Resolution Index

- 46 SPONSORED BY: Councillor McClamroch
DIGEST: appoints Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District
REFERRED TO: Whole Committee PROPOSAL NO. 474
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 372 ADOPTED: 06/24/1996
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- 47 SPONSORED BY: Councillor McClamroch
DIGEST: appoints James Adams to the Common Construction Wage Committee for the Lawrence Township School District
REFERRED TO: Whole Committee PROPOSAL NO. 475
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 372 ADOPTED: 06/24/1996
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- 48 SPONSORED BY: Councillor McClamroch
DIGEST: reappoints Robert S. Daly, M.D. to the Air Pollution Control Board
REFERRED TO: Public Works Committee PROPOSAL NO. 324
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 373 ADOPTED: 06/24/1996
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- 49 SPONSORED BY: Councillor McClamroch
DIGEST: appoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board
REFERRED TO: Metropolitan Development Committee PROPOSAL NO. 451
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 410 ADOPTED: 07/22/1996
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- 50 SPONSORED BY: Councillor Schneider
DIGEST: approves the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations
REFERRED TO: Whole Committee PROPOSAL NO. 524
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 611 ADOPTED: 08/19/1996
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- 51 SPONSORED BY: Councillor McClamroch
DIGEST: an appointment of William R. Haworth to the Common Construction Wage Committee
REFERRED TO: Whole Committee PROPOSAL NO. 647
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 655 ADOPTED: 09/30/1996
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- 52 SPONSORED BY: Councillor McClamroch
DIGEST: establishes a Task Force on Court Related Budgeting
REFERRED TO: Whole Committee PROPOSAL NO. 699
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 889 ADOPTED: 10/14/1996
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- 53 SPONSORED BY: Councillor McClamroch
DIGEST: reappoints James O. Dillard to the Speedway Library Board
REFERRED TO: Municipal Corporations Committee PROPOSAL NO. 606
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 987 ADOPTED: 11/25/1996
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- 54 SPONSORED BY: Councillor SerVaas
DIGEST: approves a schedule of regular council meetings for the year 1997
REFERRED TO: Whole Committee PROPOSAL NO. 763
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 990 ADOPTED: 11/25/1996
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1996 Council Resolution Index

55 SPONSORED BY: Councillor Shambaugh

DIGEST: appoints Robert Grothe to the Common Construction Wage Committee for the Town of Speedway

REFERRED TO: Whole Committee

PROPOSAL NO. 788

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 990

ADOPTED: 11/25/1996

56 SPONSORED BY: Councillor Borst

DIGEST: supports an application to the Indiana Enterprise Zone Board for the expansion of the Indianapolis Enterprise Zone

REFERRED TO: Economic Development Committee

PROPOSAL NO. 729

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1026

ADOPTED: 11/25/1996

57 SPONSORED BY: Councillor Hinkle

DIGEST: authorizes the Metropolitan Development Committee to review and report on the activities and status of the Indianapolis Public Housing Agency

REFERRED TO: Whole Committee

PROPOSAL NO. 836

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1041

ADOPTED: 12/16/1996

58 SPONSORED BY: Councillor McClamroch

DIGEST: appoints Ernestine Nicholson to the Equal Opportunity Advisory Board

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 767

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1042

ADOPTED: 12/16/1996

1996 Special Resolution Index

1	SPONSORED BY: Councillor Schneider		
	DIGEST: recognizes Daniel C. Cartwright		
	REFERRED TO: Whole Committee	PROPOSAL NO.	67
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE:	17
		ADOPTED:	01/22/1996
2	SPONSORED BY: Councillor Smith		
	DIGEST: recognizes Franklin Township Firefighters Mark Elder and Randy Weasner		
	REFERRED TO: Whole Committee	PROPOSAL NO.	68
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE:	17
		ADOPTED:	01/22/1996
3	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for Double D Press, Inc. in an amount not to exceed \$2,050,000 to proceed with the acquisition and installation of printing press equipment at 5739 Professional Circle (District 19)		
	REFERRED TO: Economic Development Committee	PROPOSAL NO.	70
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE:	26
		ADOPTED:	01/22/1996
4	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for the Archdiocese of Indianapolis in an amount not to exceed \$60,000,000 to proceed with the renovation, enlargement and construction of some of its educational facilities and cemeteries located in Indianapolis (Districts throughout Marion County)		
	REFERRED TO: Economic Development Committee	PROPOSAL NO.	71
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE:	28
		ADOPTED:	01/22/1996
5	SPONSORED BY: Councillor Borst		
	DIGEST: approves the establishment of the Fort Harrison Reuse Area		
	REFERRED TO: Economic Development Committee	PROPOSAL NO.	29
	APPROVED BY MAYOR: 01/29/1996	JOURNAL PAGE:	32
		ADOPTED:	01/22/1996
6	SPONSORED BY: Councillor Borst		
	DIGEST: recognizes the Indianapolis Colts		
	REFERRED TO: Whole Committee	PROPOSAL NO.	82
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE:	70
		ADOPTED:	02/26/1996
7	SPONSORED BY: Councillor Gray		
	DIGEST: recognizes the Indianapolis Fire Department's "Learn Not To Burn" public education program		
	REFERRED TO: Whole Committee	PROPOSAL NO.	178
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE:	72
		ADOPTED:	02/26/1996
8	SPONSORED BY: Councillor Massie		
	DIGEST: recognizes the champion Central Catholic Saints basketball team		
	REFERRED TO: Whole Committee	PROPOSAL NO.	179
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE:	73
		ADOPTED:	02/26/1996
9	SPONSORED BY: Councillor McClamroch		
	DIGEST: recognizes the reassessment cost savings by the Marion County township assessors		
	REFERRED TO: Whole Committee	PROPOSAL NO.	180
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE:	74
		ADOPTED:	02/26/1996

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10	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes Dale Best		
	REFERRED TO: Whole Committee		PROPOSAL NO. 181
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 75	ADOPTED: 02/26/1996
11	SPONSORED BY: Councillor O'Dell		
	DIGEST: recognizes the Richard and Annette Bloch Cancer Survivors Park in downtown Indianapolis		
	REFERRED TO: Whole Committee		PROPOSAL NO. 182
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 76	ADOPTED: 02/26/1996
12	SPONSORED BY: Councillor Franklin		
	DIGEST: commends the actions of Henry Lee Lloyd, Jr.		
	REFERRED TO: Whole Committee		PROPOSAL NO. 183
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 76	ADOPTED: 02/26/1996
13	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 65, 1995, as amended, by extending the expiration date for Faris Avenue, L.P. through September 30, 1996, at 6875 Faris Avenue (District 11)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 150
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 83	ADOPTED: 02/26/1996
14	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 66, 1995, as amended, by extending the expiration date of Emerald Green Partners, Ltd. through September 30, 1996, at 6363 Commons Drive (District 1)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 151
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 84	ADOPTED: 02/26/1996
15	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for White Arts, Inc., in an amount not to exceed \$5,000,000 to proceed with the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 16)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 153
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 87	ADOPTED: 02/26/1996
16	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 34, 1995, as amended, by consenting to the substitution of American Opportunity Foundation, Inc. for Willowbrook Park, L.P. as the applicant for the project, located at 4803 Round Lake Road (District 7)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 154
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 89	ADOPTED: 02/26/1996
17	SPONSORED BY: Councillor Curry		
	DIGEST: approves a public purpose grant in the amount of \$25,000 to Central Indiana Radio Reading for the purpose of providing radio reading programs for the blind and print-disabled in Marion County		
	REFERRED TO: Administration and Finance Committee		PROPOSAL NO. 93
	APPROVED BY MAYOR: 03/01/1996	JOURNAL PAGE: 98	ADOPTED: 02/26/1996

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18	SPONSORED BY: Councillor O'Dell		
	DIGEST: recognizes IPTC retirees		
	REFERRED TO: Whole Committee		PROPOSAL NO. 234
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 118	ADOPTED: 03/18/1996
19	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes the 1995-96 Decatur Central Boys basketball team		
	REFERRED TO: Whole Committee		PROPOSAL NO. 235
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 119	ADOPTED: 03/18/1996
20	SPONSORED BY: Councillor Borst		
	DIGEST: a special resolution for U.S., LLC to proceed with the construction and equipping of a 44,460 square foot building located on 7 acres of land at the northwest corner of Belmont and Turner for lease to EHOB, Inc. for use in its orthopedic, prosthetic, and surgical appliances and supplies manufacturing business (District 17)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 203
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 129	ADOPTED: 03/18/1996
21	SPONSORED BY: Councillors Short, Dowden, Smith		
	DIGEST: approves a public purpose grant to Fire Fighters Museum/Survive Alive in the amount of \$10,000 for the purpose of a Fallen Firefighters Memorial		
	REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 163
	APPROVED BY MAYOR: 03/22/1996	JOURNAL PAGE: 148	ADOPTED: 03/18/1996
22	SPONSORED BY: Councillor Dowden		
	DIGEST: determines the necessity of the Sheriff's Department to lease office space at the Airport Technology Center, 7900 West Rockville Road		
	REFERRED TO: Administration and Finance Committee		PROPOSAL NO. 156
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 187	ADOPTED: 04/08/1996
23	SPONSORED BY: Councillor Dowden		
	DIGEST: determines the necessity of the Indianapolis-Marion County Building Authority acquiring and renovating real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 204
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 188	ADOPTED: 04/08/1996
24	SPONSORED BY: Councillor Dowden		
	DIGEST: determines the necessity of the Sheriff's Department investigating the purchase of real estate and buildings located at 730 East Washington Street and 752 East Market Street for use as a supplemental jail facility		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 205
	APPROVED BY MAYOR: 04/12/1996	JOURNAL PAGE: 189	ADOPTED: 04/08/1996
25	SPONSORED BY: Councillors Bradford, SerVaas		
	DIGEST: recognizes the math team of Park Tudor School		
	REFERRED TO: Whole Committee		PROPOSAL NO. 344
	APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 208	ADOPTED: 04/29/1996

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26	SPONSORED BY: Councillors Hinkle, Brents, Cockrum, Golc, DIGEST: recognizes the Ben Davis High School boys State Champion basketball team REFERRED TO: Whole Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 209	PROPOSAL NO. 345 ADOPTED: 04/29/1996
27	SPONSORED BY: Councillors Bradford, Dowden, McClamroch, DIGEST: congratulates the Indianapolis Police Department, North District, for winning the "Webber Seavey Award" REFERRED TO: Whole Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 210	PROPOSAL NO. 346 ADOPTED: 04/29/1996
28	SPONSORED BY: Councillors Boyd, SerVaas, Borst, Coughenour, DIGEST: remembers the life of Councillor Harold E. Hawkins REFERRED TO: Whole Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 211	PROPOSAL NO. 347 ADOPTED: 04/29/1996
29	SPONSORED BY: Councillors Moriarty Adams, Dowden DIGEST: recognizes Liam O'Riain, Director, 17th Golden Pages Dublin, Ireland, Marathon REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 212	PROPOSAL NO. 348 ADOPTED: 04/29/1996
30	SPONSORED BY: Councillor Borst DIGEST: amends S.R. No. 81, 1995, by extending the expiration date for Brulin & Company, Inc. through August 31, 1996 at 2920 Dr. Andrew J. Brown Avenue (District 22) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 218	PROPOSAL NO. 304 ADOPTED: 04/29/1996
31	SPONSORED BY: Councillor Borst DIGEST: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 & 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 220	PROPOSAL NO. 306 ADOPTED: 04/29/1996
32	SPONSORED BY: Councillor Borst DIGEST: authorizes the replacement of Bankers Trust Company as co-trustee with Dai-Ichi Kangyo Trust Company of New York as replacement co-trustee (District 25) REFERRED TO: Economic Development Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 222	PROPOSAL NO. 307 ADOPTED: 04/29/1996
33	SPONSORED BY: Councillor Curry DIGEST: approves an extension of the expiration dates of the cable franchises of American Cablevision and Comcast Cablevision until July 1, 1996 REFERRED TO: Rules and Public Policy Committee APPROVED BY MAYOR: 05/03/1996	JOURNAL PAGE: 256	PROPOSAL NO. 248 ADOPTED: 04/29/1996

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34 SPONSORED BY: Councillor Hinkle

DIGEST: approves the disbursement of a portion of the Community Development Block Grant

REFERRED TO: Metropolitan Development Committee

PROPOSAL NO. 252

APPROVED BY MAYOR: 05/03/1996

JOURNAL PAGE: 257

ADOPTED: 04/29/1996

35 SPONSORED BY: Councillor Whole Council

DIGEST: expresses Council support of the Indianapolis Motor Speedway and the Hulman-George Family

REFERRED TO: Whole Committee

PROPOSAL NO. 387

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 271

ADOPTED: 05/20/1996

36 SPONSORED BY: Councillor Gray

DIGEST: recognizes Emmerich Manual Coach Raymond C. Schultz

REFERRED TO: Whole Committee

PROPOSAL NO. 388

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 272

ADOPTED: 05/20/1996

37 SPONSORED BY: Councillor Golc

DIGEST: recognizes Colts strength and conditioning coach Tom Zupancic

REFERRED TO: Whole Committee

PROPOSAL NO. 389

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 273

ADOPTED: 05/20/1996

38 SPONSORED BY: Councillors McClamroch, Hinkle, Bradford,

DIGEST: recognizes the public service of Richard L. Cunningham

REFERRED TO: Whole Committee

PROPOSAL NO. 390

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 274

ADOPTED: 05/20/1996

39 SPONSORED BY: Councillor Borst

DIGEST: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 305

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 278

ADOPTED: 05/20/1996

40 SPONSORED BY: Councillor Borst

DIGEST: amends S.R. No. 34, 1996, as amended, by extending the expiration date through December 31, 1996 at 4803 Round Lake Road (District 4) (Willowbrook Park, L.P.)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 392

APPROVED BY MAYOR: 05/24/1996

JOURNAL PAGE: 282

ADOPTED: 05/20/1996

41 SPONSORED BY: Councillor Coughenour

DIGEST: determines the need to lease space at 151 South East Street for customer service for the Department of Public Works

REFERRED TO: Public Works Committee

PROPOSAL NO. 366

APPROVED BY MAYOR: 06/14/1996

JOURNAL PAGE: 357

ADOPTED: 06/10/1996

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42	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,000,000 to proceed with the acquisition of machinery, equipment and/or other fixtures, and the expansion of the existing building located at 1121 East 24th Street (District 10)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 393
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 283	ADOPTED: 05/20/1996
43	SPONSORED BY: Councillor Dowden		
	DIGEST: approves amendments to pension plan for Marion County Sheriff's merit deputies		
	REFERRED TO: Public Safety and Criminal Justice Committee		PROPOSAL NO. 314
	APPROVED BY MAYOR: 05/24/1996	JOURNAL PAGE: 319	ADOPTED: 05/20/1996
44	SPONSORED BY: Councillor Williams		
	DIGEST: congratulates Key Renaissance Middle School		
	REFERRED TO: Whole Committee		PROPOSAL NO. 442
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 334	ADOPTED: 06/10/1996
45	SPONSORED BY: Councillors O'Dell, Hinkle		
	DIGEST: recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library		
	REFERRED TO: Whole Committee		PROPOSAL NO. 443
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 335	ADOPTED: 06/10/1996
46	SPONSORED BY: Councillor Cockrum		
	DIGEST: recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick		
	REFERRED TO: Whole Committee		PROPOSAL NO. 444
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 336	ADOPTED: 06/10/1996
47	SPONSORED BY: Councillor Curry		
	DIGEST: approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 369
	APPROVED BY MAYOR: 06/14/1996	JOURNAL PAGE: 358	ADOPTED: 06/10/1996
48	SPONSORED BY: Councillor Borst		
	DIGEST: an inducement resolution for Union Camp Corporation to finance acquisition and construction of certain land, buildings, structures, machinery and equipment comprising solid waste disposal facilities included within the recycled corrugating mill to be located at 2270 South Harding Street in an amount not to exceed \$150,000,000 (District 25)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 498
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 415	ADOPTED: 07/22/1996
49	SPONSORED BY: Councillor Hinkle		
	DIGEST: approves a list of projects to be funded by Section 108 loan funds		
	REFERRED TO: Metropolitan Development Committee		PROPOSAL NO. 417
	APPROVED BY MAYOR: 07/26/1996	JOURNAL PAGE: 432	ADOPTED: 07/22/1996

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50	SPONSORED BY: Councillor McClamroch		
	DIGEST: calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families		
	REFERRED TO: Rules and Public Policy Committee	PROPOSAL NO.	454
	APPROVED BY MAYOR: 08/09/1996	JOURNAL PAGE:	549
		ADOPTED:	08/05/1996
51	SPONSORED BY: Councillors Boyd, Black, Borst, Brents,		
	DIGEST: remembers the life of Reverend Andrew J. Brown		
	REFERRED TO: Whole Committee	PROPOSAL NO.	563
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE:	610
		ADOPTED:	08/19/1996
52	SPONSORED BY: Councillor Borst		
	DIGEST: amends S.R. No. 4, 1996 by extending the expiration date for the Archdiocese of Indianapolis through February 28, 1997 to proceed with the renovation, enlargement and refinancing of its educational facilities located in Indianapolis in an amount not to exceed \$60,000,000 (Districts throughout Marion County)		
	REFERRED TO: Economic Development Committee	PROPOSAL NO.	567
	APPROVED BY MAYOR: 08/23/1996	JOURNAL PAGE:	618
		ADOPTED:	08/19/1996
53	SPONSORED BY: Councillors Hinkle, McClamroch		
	DIGEST: recognizes state high school golf champion Kevin Newell		
	REFERRED TO: Whole Committee	PROPOSAL NO.	604
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE:	632
		ADOPTED:	09/09/1996
54	SPONSORED BY: Councillors Hinkle, Cockrum, Golc,		
	DIGEST: recognizes the Odyssey of the Mind competition state winning team from Wayne Township Schools		
	REFERRED TO: Whole Committee	PROPOSAL NO.	605
	APPROVED BY MAYOR: 09/13/1996	JOURNAL PAGE:	632
		ADOPTED:	09/09/1996
55	SPONSORED BY: Councillor Short		
	DIGEST: remembers the life of Jack E. Reich		
	REFERRED TO: Whole Committee	PROPOSAL NO.	676
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE:	886
		ADOPTED:	10/14/1996
56	SPONSORED BY: Councillor Franklin		
	DIGEST: recognizes Pearl White Wheeler		
	REFERRED TO: Whole Committee	PROPOSAL NO.	677
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE:	887
		ADOPTED:	10/14/1996
57	SPONSORED BY: Councillors Curry, Coughenour, SerVaas		
	DIGEST: recognizes WCTY Cable TV 16 for earning national awards		
	REFERRED TO: Whole Committee	PROPOSAL NO.	678
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE:	887
		ADOPTED:	10/14/1996

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58	SPONSORED BY: Councillors Hinkle, SerVaas		
	DIGEST: recognizes the World War II 64th Troop Carrier Group veterans		
	REFERRED TO: Whole Committee		PROPOSAL NO. 679
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 888	ADOPTED: 10/14/1996
59	SPONSORED BY: Councillor Borst		
	DIGEST: extends S.R. 39, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 681
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 895	ADOPTED: 10/14/1996
60	SPONSORED BY: Councillor Borst		
	DIGEST: extends S.R. 31, 1996 for Oakland Civic Charities Foundation in an amount not to exceed \$8,270,000 to proceed with the acquisition and renovation of a 324-unit facility located on several parcels between 5600 and 5900 West 38th Street (Eagle Terrace Apartments Project) (District 8)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 682
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 896	ADOPTED: 10/14/1996
61	SPONSORED BY: Councillor Borst		
	DIGEST: an Inducement Resolution for Ripple Creek, L.P. in an amount not to exceed \$11,500,000 to proceed with the acquisition and rehabilitation of the existing 400-unit Brittany Woods Apartment located at 5018 LeMans Drive (Ripple Creek, L.P. Project) (District 6)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 683
	APPROVED BY MAYOR: 10/18/1996	JOURNAL PAGE: 897	ADOPTED: 10/14/1996
62	SPONSORED BY: Councillor Dowden		
	DIGEST: congratulates the Animal Control Division for their national award		
	REFERRED TO: Whole Committee		PROPOSAL NO. 711
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 935	ADOPTED: 10/28/1996
63	SPONSORED BY: Councillor Coughenour		
	DIGEST: congratulates the WREP Wastewater Olympics team		
	REFERRED TO: Whole Committee		PROPOSAL NO. 712
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 936	ADOPTED: 10/28/1996
64	SPONSORED BY: Councillors Bradford, SerVaas		
	DIGEST: recognizes the state champion Park Tudor tennis team		
	REFERRED TO: Whole Committee		PROPOSAL NO. 728
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 936	ADOPTED: 10/28/1996
65	SPONSORED BY: Councillor Curry		
	DIGEST: concerns cable television		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 662
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 945	ADOPTED: 10/28/1996

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66	SPONSORED BY: Councillor Curry		
	DIGEST: regarding telecommunications policy		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 663
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 947	ADOPTED: 10/28/1996
67	SPONSORED BY: Councillor Curry		
	DIGEST: regarding local government's authority over the public rights-of-way		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 664
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 948	ADOPTED: 10/28/1996
68	SPONSORED BY: Councillor Curry		
	DIGEST: regarding cellular and satellite antenna zoning preemption		
	REFERRED TO: Rules and Public Policy Committee		PROPOSAL NO. 665
	APPROVED BY MAYOR: 11/01/1996	JOURNAL PAGE: 949	ADOPTED: 10/28/1996
69	SPONSORED BY: Councillor Curry		
	DIGEST: congratulates WCTY Cable TV 16 for its award winning "Murals and Mobiles" documentary		
	REFERRED TO: Whole Committee		PROPOSAL NO. 754
	APPROVED BY MAYOR: 11/15/1996	JOURNAL PAGE: 962	ADOPTED: 11/11/1996
70	SPONSORED BY: Councillor Borst		
	DIGEST: an Inducement Resolution for Killion Corporation in an amount not to exceed \$1,280,000 to proceed with the financing, acquisition, and construction of certain land, buildings, structures, machinery, and equipment comprising light manufacturing, warehousing, and general office use facilities to be located at 7901 West 21st Street (Killion Corporation Project) (District 18)		
	REFERRED TO: Economic Development Committee		PROPOSAL NO. 751
	APPROVED BY MAYOR: 11/15/1996	JOURNAL PAGE: 987	ADOPTED: 11/11/1996
71	SPONSORED BY: Councillors Bradford, Dowden, Gray,		
	DIGEST: recognizes the state champion North Central High School boys soccer team		
	REFERRED TO: Whole Committee		PROPOSAL NO. 778
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 989	ADOPTED: 11/25/1996
72	SPONSORED BY: Councillor Hinkle		
	DIGEST: determines that the lease of 11,555 square feet of office space at 148 East Market Street for the Department of Administration is necessary		
	REFERRED TO: Administration and Finance Committee		PROPOSAL NO. 732
	APPROVED BY MAYOR: 12/02/1996	JOURNAL PAGE: 1036	ADOPTED: 11/25/1996
73	SPONSORED BY: Councillor Coughenour		
	DIGEST: recognizes new citizen Rod E. Smith, Pastor of Missions, Tabernacle Presbyterian Church		
	REFERRED TO: Whole Committee		PROPOSAL NO. 808
	APPROVED BY MAYOR: 12/20/1996	JOURNAL PAGE: 1037	ADOPTED: 12/16/1996

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74 SPONSORED BY: Councillor Coughenour

DIGEST: establishes a petty cash fund in the amount of \$500 for the Environmental Resources Management Division of DPW

REFERRED TO: Public Works Committee

PROPOSAL NO. 771

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1070

ADOPTED: 12/16/1996

75 SPONSORED BY: Councillors Hinkle, Gilmer

DIGEST: dedicates the Raymond Street Bridge over White River to John P. Willen

REFERRED TO: Whole Committee

PROPOSAL NO. 810

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1038

ADOPTED: 12/16/1996

76 SPONSORED BY: Councillor Short

DIGEST: recognizes Southeast Neighborhood Development, Inc.

REFERRED TO: Whole Committee

PROPOSAL NO. 811

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1038

ADOPTED: 12/16/1996

77 SPONSORED BY: Councillor Franklin

DIGEST: recognizes the lifetime of community service of Mrs. Norma Cummings

REFERRED TO: Whole Committee

PROPOSAL NO. 812

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1039

ADOPTED: 12/16/1996

78 SPONSORED BY: Councillors Golc, Borst, Brents

DIGEST: recognizes the new IMAX 3D Theater and other new infrastructure developments at White River State Park

REFERRED TO: Whole Committee

PROPOSAL NO. 813

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1040

ADOPTED: 12/16/1996

79 SPONSORED BY: Councillor McClamroch

DIGEST: recognizes the administration of the 1996 General Election by the Marion County Election Board and Marion County Board of Voter Registration

REFERRED TO: Whole Committee

PROPOSAL NO. 814

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1032

ADOPTED: 12/16/1996

80 SPONSORED BY: Councillor Borst

DIGEST: an inducement resolution for Strawbridge Limited Partnership, a to-be-formed limited partnership, in an amount not to exceed \$7,135,000 to proceed with the acquisition and substantial rehabilitation of the existing Castle Dore Apartments located at 4649 Strawbridge Road (District 24)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 817

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1044

ADOPTED: 12/16/1996

81 SPONSORED BY: Councillor Borst

DIGEST: an inducement resolution for Revken, Inc., or a to-be-named limited partnership or limited liability company, in an amount not to exceed \$14,000,000 to acquire and rehabilitate the existing units and to construct 192 new units at Emerald Green Apartments located at 6363 Commons Drive (District 1)

REFERRED TO: Economic Development Committee

PROPOSAL NO. 818

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1046

ADOPTED: 12/16/1996

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82 SPONSORED BY: Councillor Schneider

DIGEST: approves a lease agreement between the City by and through its Department of Administration and the Indianapolis City Market Corporation for lease of the Indianapolis City Market

REFERRED TO: Administration and Finance Committee

PROPOSAL NO. 766

APPROVED BY MAYOR: 12/20/1996

JOURNAL PAGE: 1066

ADOPTED: 12/16/1996

1996 Rezoning Ordinance Index

1	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 3218 Harper Road (approximate address) (95-Z-146)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 30
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
2	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 2425 East Michigan Street (approximate address) (95-Z-174)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 31
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
3	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6502 East Thompson Road (approximate address) (94-Z-160) (95-DP-10)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 32
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
4	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5402 Churchman Avenue (approximate address) (95-Z-214)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 33
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
5	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3775 East Thompson Road, (approximate address) (95-Z-92A)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 34
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 9	ADOPTED: 01/08/1996
6	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 1049-1059 North King Avenue and 1048-1106 Bellevue Place (approximate address) (95-Z-143)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 35
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
7	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1723 East Minnesota Street (approximate address) (95-Z-184)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 36
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996
8	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3425 West Southport Road (approximate address) (95-Z-196)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 37
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996

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9	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 450 East 25th Street and 2510 Park Avenue (approximate address) (95-Z-200)			
REFERRED TO: Whole Committee		PROPOSAL NO.	38
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996	
10	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6405 Massachusetts Avenue (approximate address) (95-Z-202)			
REFERRED TO: Whole Committee		PROPOSAL NO.	39
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996	
11	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1001-1023 Lexington Avenue, 802 and 806 Shelby Street and 733 Grove Avenue (approximate address) (95-Z-203)			
REFERRED TO: Whole Committee		PROPOSAL NO.	40
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996	
12	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1346, 1350, 1354, 1358 and 1360 South Talbott Street (approximate address) (95-Z-204)			
REFERRED TO: Whole Committee		PROPOSAL NO.	41
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996	
13	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8188 Combs Road (approximate address) (95-Z-195)			
REFERRED TO: Whole Committee		PROPOSAL NO.	42
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 10	ADOPTED: 01/08/1996	
14	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 2701 West Banta Road, (approximate address) (95-Z-212) (95-DP-11)			
REFERRED TO: Whole Committee		PROPOSAL NO.	43
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996	
15	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 610, 612, and 614 North Park Avenue (approximate address) (95-Z-220)			
REFERRED TO: Whole Committee		PROPOSAL NO.	44
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996	
16	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1016-1030 North New Jersey Street and 1021-1029 North Alabama Street (approximate address) (95-Z-223)			
REFERRED TO: Whole Committee		PROPOSAL NO.	45
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 11	ADOPTED: 01/08/1996	

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17	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Wayne Township, Councilmanic Districts 18 and 8, 6401 Crawfordsville Road (approximate address) (95-Z-16)			
REFERRED TO: Whole Committee		PROPOSAL NO.	46
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
18	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4510 West 56 Street (approximate address) (95-Z-170)			
REFERRED TO: Whole Committee		PROPOSAL NO.	47
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
19	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3715 South East Street (approximate address) (95-Z-189)			
REFERRED TO: Whole Committee		PROPOSAL NO.	48
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
20	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 407 North Fulton Street a/k/a 780 East Vermont Street (approximate address) (95-Z-192)			
REFERRED TO: Whole Committee		PROPOSAL NO.	49
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
21	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 420 East Ohio Street (approximate address) (95-Z-205)			
REFERRED TO: Whole Committee		PROPOSAL NO.	50
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
22	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9480 East Washington Street (approximate address) (95-Z-206)			
REFERRED TO: Whole Committee		PROPOSAL NO.	51
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	11
		ADOPTED:	01/08/1996
23	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1579 North Edmondson Avenue (rear) (approximate address) (95-Z-211)			
REFERRED TO: Whole Committee		PROPOSAL NO.	52
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	12
		ADOPTED:	01/08/1996
24	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1404 East Washington Street (approximate address) (95-Z-217)			
REFERRED TO: Whole Committee		PROPOSAL NO.	53
APPROVED BY MAYOR: Not Req.		JOURNAL PAGE:	12
		ADOPTED:	01/08/1996

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25	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 502 South Meridian Street (approximate address) (95-Z-219) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	PROPOSAL NO. 54 ADOPTED: 01/08/1996
26	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1596 North Shadeland Avenue (approximate address) (95-Z-224) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 12	PROPOSAL NO. 55 ADOPTED: 01/08/1996
27	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Pike Township, Councilmanic Districts 1 and 2, 3838 West 79th Street (approximate address) (95-Z-97) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 83 ADOPTED: 01/22/1996
28	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1338 and 1344 Commerce Avenue (approximate address) (95-Z-197) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 84 ADOPTED: 01/22/1996
29	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 2602 Westlane Road (approximate address) (95-Z-218) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 85 ADOPTED: 01/22/1996
30	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1918-1922 East Troy Avenue (approximate address) (95-Z-228) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 86 ADOPTED: 01/22/1996
31	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 915 South Huber Street (approximate address) (95-Z-230) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 87 ADOPTED: 01/22/1996
32	SPONSORED BY: Councillor Hinkle DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2505 North Arlington Avenue (approximate address) (95-Z-232) REFERRED TO: Whole Committee APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	PROPOSAL NO. 88 ADOPTED: 01/22/1996

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33	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1970 Caroline Avenue (approximate address) (95-Z-233)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 89
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
34	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3721 Sutherland Avenue (approximate address) (95-Z-235)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 90
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
35	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 5139 West 10th Street (approximate address) (95-Z-237)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 91
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 30	ADOPTED: 01/22/1996
36	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 1799 South Minocqua Avenue and 1798 South Perkins Avenue (approximate address) (95-Z-238)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 92
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 31	ADOPTED: 01/22/1996
37	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2505 N. Arlington Ave. (approximate address) (95-Z-232)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 136
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996
38	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7702 S. Arlington Ave. (approximate address) (95-Z-213)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 137
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996
39	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4779 E. Southport Road (approximate address) (96-Z-11)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 138
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 55	ADOPTED: 02/12/1996
40	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 7137 E. 46th Street (approximate address) (96-Z-5)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 139
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 56	ADOPTED: 02/12/1996

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41 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2108-2202 E. Washington Street (approximate address) (95-Z-179)

REFERRED TO: Whole Committee

PROPOSAL NO. 140

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

42 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4902 W. 56th Street (approximate address) (95-Z-201)

REFERRED TO: Whole Committee

PROPOSAL NO. 141

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

43 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 2401 E. 38th Street (rear) a/k/a 3751 N. Keystone Ave. (approximate address) (95-Z-209)

REFERRED TO: Whole Committee

PROPOSAL NO. 142

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

44 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 5719 Massachusetts Avenue & 5750 E. 30th Street (approximate address) (95-Z-222)

REFERRED TO: Whole Committee

PROPOSAL NO. 143

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

45 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 4310-4318 E. 10th Street (approximate address) (95-Z-227)

REFERRED TO: Whole Committee

PROPOSAL NO. 144

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

46 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 5165 E. 64th Street (approximate address) (95-Z-231)

REFERRED TO: Whole Committee

PROPOSAL NO. 145

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

47 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 881 Fletcher Ave. (approximate address) (96-Z-1)

REFERRED TO: Whole Committee

PROPOSAL NO. 146

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

48 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 881 Fletcher Avenue (approximate address) (96-Z-2)

REFERRED TO: Whole Committee

PROPOSAL NO. 147

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 56

ADOPTED: 02/12/1996

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49	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 2940 W. 39th Street (approximate address) (96-Z-7)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 148
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996
50	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 1201 E. 46th Street (approximate address) (96-Z-8)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 149
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 57	ADOPTED: 02/12/1996
51	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8376 North Michigan Road (approximate address) (95-Z-172)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 190
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
52	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8601 South Raceway Road (rear) (approximate address) (95-Z-190 A) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 191
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
53	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 9050 West County Line Road (approximate address) (95-Z-190 B) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 192
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
54	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8801 South Raceway Road (approximate address) (95-Z-190 C) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 193
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
55	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8601 South Raceway Road (approximate address) (95-Z-190 D) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 194
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 90	ADOPTED: 02/26/1996
56	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5351 Moller Road (approximate address) (95-Z-215/95-DP-9)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 195
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996

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57	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, Area bounded by Walnut, East, St. Clair and Cleveland Streets (approximate address) (96-Z-3)			
REFERRED TO: Whole Committee		PROPOSAL NO.	196
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996	
58	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6610 South Franklin Road (approximate address) (96-Z-6 A)			
REFERRED TO: Whole Committee		PROPOSAL NO.	197
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996	
59	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6636 South Franklin Road (approximate address) (96-Z-6 B)			
REFERRED TO: Whole Committee		PROPOSAL NO.	198
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996	
60	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6701-6798 South New Jersey Street (approximate address) (96-Z-16)			
REFERRED TO: Whole Committee		PROPOSAL NO.	199
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996	
61	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 8541 Evergreen Avenue (approximate address) (95-Z-216)			
REFERRED TO: Whole Committee		PROPOSAL NO.	200
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 91	ADOPTED: 02/26/1996	
62	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 5451 N. Franklin Road (approximate address) (96-Z-56A)			
REFERRED TO: Whole Committee		PROPOSAL NO.	236
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 130	ADOPTED: 03/18/1996	
63	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 5801 and 5802 Lee Road (approximate address) (96-Z-56B)			
REFERRED TO: Whole Committee		PROPOSAL NO.	237
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996	
64	SPONSORED BY: Councillor Hinkle		
DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6202 S. Mendenhall Road (approximate address) (95-Z-229)			
REFERRED TO: Whole Committee		PROPOSAL NO.	238
APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 131	ADOPTED: 03/18/1996	

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65 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2942-2978 N. Sherman Drive (approximate address) (96-Z-15)

REFERRED TO: Whole Committee

PROPOSAL NO. 239

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

66 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 1301-1458 Goodlet Avenue (approximate address) (96-Z-21)

REFERRED TO: Whole Committee

PROPOSAL NO. 240

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

67 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3740-3742 N. Keystone Avenue (approximate address) (96-Z-22)

REFERRED TO: Whole Committee

PROPOSAL NO. 241

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

68 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1150 N. Shadeland Avenue (approximate address) (96-Z-23)

REFERRED TO: Whole Committee

PROPOSAL NO. 242

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

69 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7802 N. Shadeland Avenue (rear) (approximate address) (96-Z-24)

REFERRED TO: Whole Committee

PROPOSAL NO. 243

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 13

ADOPTED: 03/18/1996

70 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7992 Combs Road (approximate address) (96-Z-27)

REFERRED TO: Whole Committee

PROPOSAL NO. 244

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

71 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 8487 Union Chapel Road a/k/a 3751 West 82nd Street (approximate address) (95-Z-210 Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 245

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 131

ADOPTED: 03/18/1996

72 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3202 Post Road (approximate address) (95-Z-236)

REFERRED TO: Whole Committee

PROPOSAL NO. 277

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 196

ADOPTED: 04/08/1996

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73	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Franklin Township, Councilmanic District 23, 7901 Frye Road (approximate address) (96-Z-17/96-DP-1) Amended		
REFERRED TO:	Whole Committee	PROPOSAL NO.	278
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	196
		ADOPTED:	04/08/1996
74	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 21, 1133 East Washington Street (approximate address) (96-Z-10) Amended		
REFERRED TO:	Whole Committee	PROPOSAL NO.	280
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
75	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 21, 2631 East Raymond Street (approximate address) (96-Z-12) Amended		
REFERRED TO:	Whole Committee	PROPOSAL NO.	281
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
76	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Perry Township, Councilmanic District 20, 1326 East Sumner Avenue (approximate address) (96-Z-28)		
REFERRED TO:	Whole Committee	PROPOSAL NO.	282
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
77	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 16, 1125 South Meridian Street (approximate address) (96-Z-30) Amended		
REFERRED TO:	Whole Committee	PROPOSAL NO.	283
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
78	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Wayne Township, Councilmanic District 18, 1650-1712 North Country Club Road (approximate address) (96-Z-32)		
REFERRED TO:	Whole Committee	PROPOSAL NO.	284
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
79	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Lawrence Township, Councilmanic District 14, 3901 North Lesley Avenue (approximate address) (96-Z-33)		
REFERRED TO:	Whole Committee	PROPOSAL NO.	285
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996
80	SPONSORED BY: Councillor Hinkle		
DIGEST:	rezoning ordinance for Center Township, Councilmanic District 21, 1155 East Cameron Street (approximate address) (96-Z-35)		
REFERRED TO:	Whole Committee	PROPOSAL NO.	286
APPROVED BY MAYOR:	Not Req.	JOURNAL PAGE:	197
		ADOPTED:	04/08/1996

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81	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2316 South German Church Road (approximate address) (96-Z-36)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 287
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
82	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2801 South Holt Road (approximate address) (96-CP-3Z)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 288
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
83	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 743 East New York Street (approximate address) (96-Z-31)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 290
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
84	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2306 Lafayette Road (approximate address) (96-Z-26)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 291
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
85	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5701 North Georgetown Road (approximate address) (96-Z-34) Amended		
	REFERRED TO: Whole Committee		PROPOSAL NO. 292
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
86	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1425 Barth Avenue (approximate address) (96-Z-38) Amended		
	REFERRED TO: Whole Committee		PROPOSAL NO. 293
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
87	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8516 Madison Avenue (approximate address) (96-Z-39)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 294
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996
88	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2801 North Arlington Avenue (approximate address) (96-Z-40)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 295
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 198	ADOPTED: 04/08/1996

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89 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3702 West Minnesota Street (approximate address) (96-Z-48)

REFERRED TO: Whole Committee

PROPOSAL NO. 296

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 199

ADOPTED: 04/08/1996

90 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 234 and 236 West Wisconsin Street (approximate address) (96-Z-52)

REFERRED TO: Whole Committee

PROPOSAL NO. 297

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 199

ADOPTED: 04/08/1996

91 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 909-971 West 30th Street (approximate address) (96-Z-53)

REFERRED TO: Whole Committee

PROPOSAL NO. 298

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 199

ADOPTED: 04/08/1996

92 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5155 Bluff Road (approximate address) (96-CP-5Z)

REFERRED TO: Whole Committee

PROPOSAL NO. 299

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 199

ADOPTED: 04/08/1996

93 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1721 West Southport Road (approximate address) (96-Z-47/96-DP-3)

REFERRED TO: Whole Committee

PROPOSAL NO. 289

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 230

ADOPTED: 04/29/1996

94 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7824 West Washington Street (approximate address) (96-Z-20)

REFERRED TO: Whole Committee

PROPOSAL NO. 349

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 228

ADOPTED: 04/29/1996

95 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 1501 Fox Hill Drive a/k/a/ 5975 Grandview Drive (approximate address) (96-Z-25 Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 350

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 228

ADOPTED: 04/29/1996

96 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic Districts 2 and 9, 4411-4565 Guion Road (approximate address) (96-Z-29)

REFERRED TO: Whole Committee

PROPOSAL NO. 351

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 229

ADOPTED: 04/29/1996

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97	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1850 West 15th Street (approximate address) (96-Z-44)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 352
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
98	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 416 South Franklin Road (approximate address) (96-Z-55)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 353
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
99	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7515 Rockville Road (approximate address) (96-Z-57)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 354
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
100	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3615 South Rural Street a/k/a 3399 East National Avenue or 3399 Griffin Street (approximate address) (96-Z-58)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 355
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
101	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 4615 North Michigan Road (approximate address) (96-Z-60)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 356
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
102	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 1260 South Senate Avenue (approximate address) (96-Z-61)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 357
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
103	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2917 West 16th Street (approximate address) (96-Z-63)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 358
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996
104	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2840 South Lynhurst Drive (approximate address) (96-Z-64)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 359
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 229	ADOPTED: 04/29/1996

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105 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4801 Rockville Road
(approximate address) (96-Z-112)

REFERRED TO: Whole Committee

PROPOSAL NO. 360

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 230

ADOPTED: 04/29/1996

106 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2150 East National Avenue
(approximate address) (96-Z-4) Amended

REFERRED TO: Whole Committee

PROPOSAL NO. 279

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 233

ADOPTED: 04/29/1996

107 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7141 Rockville Road
(approximate address) (96-Z-41))

REFERRED TO: Whole Committee

PROPOSAL NO. 395

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 286

ADOPTED: 05/20/1996

108 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3225 West 75th Street (approximate
address) (96-Z-54)

REFERRED TO: Whole Committee

PROPOSAL NO. 396

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 286

ADOPTED: 05/20/1996

109 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 9, 3630 Guion Road (approximate
address) (96-Z-65)

REFERRED TO: Whole Committee

PROPOSAL NO. 397

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

110 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6250 Churchman (approximate
address) (96-Z-67)

REFERRED TO: Whole Committee

PROPOSAL NO. 398

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

111 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6101 Grandview Drive
(approximate address) (96-Z-69)

REFERRED TO: Whole Committee

PROPOSAL NO. 399

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

112 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 933-967 Miley Avenue
(approximate address) (96-CP-8Z)

REFERRED TO: Whole Committee

PROPOSAL NO. 400

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

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113 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 1075 South Tibbs (approximate address) (96-CP-14Z)

REFERRED TO: Whole Committee

PROPOSAL NO. 401

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

114 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4650 Senour Road (approximate address) (96-Z-18) (96-DP-2)

REFERRED TO: Whole Committee

PROPOSAL NO. 402

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

115 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 222 South Downey Avenue (approximate address) (96-Z-66) (96-DP-6)

REFERRED TO: Whole Committee

PROPOSAL NO. 403

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

116 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 9310 & 9330 Corporation Drive (approximate address) (96-Z-19) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 404

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 287

ADOPTED: 05/20/1996

117 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4934, 4970 Rowney Street and 1505 Riley Avenue (approximate address) (96-Z-51)

REFERRED TO: Whole Committee

PROPOSAL NO. 405

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

118 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 42 West South Street (approximate address) (96-Z-73)

REFERRED TO: Whole Committee

PROPOSAL NO. 406

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

119 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1002-1012 West Hanna Avenue (approximate address) (96-Z-75)

REFERRED TO: Whole Committee

PROPOSAL NO. 407

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

120 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1813-1829 Roosevelt Avenue (approximate address) (96-Z-77)

REFERRED TO: Whole Committee

PROPOSAL NO. 408

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

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121 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3502-3534 Dr. Martin Luther King Street and 948-950 West 35th Street(approximate address) (96-Z-80)

REFERRED TO: Whole Committee

PROPOSAL NO. 409

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

122 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1201-1325 East Michigan Street; 441-455 North Highland Avenue; and 440-460 Bell Avenue (approximate address) (96-CP-10Z) (96-DP-5)

REFERRED TO: Whole Committee

PROPOSAL NO. 410

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

123 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5 & 14, 3850 North German Church Road (approximate address) (96-CP-11Z (a)) (formerly 96-Z-43(a))

REFERRED TO: Whole Committee

PROPOSAL NO. 411

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

124 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5 & 14, 3848 North German Church Road (rear) (approximate address) (96-CP-11Z (b)) (formerly 96-Z-43 (c))

REFERRED TO: Whole Committee

PROPOSAL NO. 412

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 288

ADOPTED: 05/20/1996

125 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center township, Councilmanic District 16, 739 and 743 Harrison Street (approximate address) (96-Z-37)

REFERRED TO: Whole Committee

PROPOSAL NO. 445

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 341

ADOPTED: 06/10/1996

126 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2511, 2515, 2517 and 2519 East Washington Street (approximate address) (96-Z-62)

REFERRED TO: Whole Committee

PROPOSAL NO. 446

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 341

ADOPTED: 06/10/1996

127 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 1, 9731 East 86th Street (approximate address) (96-Z-82)

REFERRED TO: Whole Committee

PROPOSAL NO. 447

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 342

ADOPTED: 06/10/1996

128 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4409 West 71st Street (approximate address) (96-Z-91)

REFERRED TO: Whole Committee

PROPOSAL NO. 448

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 342

ADOPTED: 06/10/1996

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129 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10603 Pendelton Pike (approximate address) (96-Z-21)

REFERRED TO: Whole Committee

PROPOSAL NO. 463

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 381

ADOPTED: 06/24/1996

130 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Warren Township, Councilmanic District 13, 10750 and 10810 East Prospect Street (approximate address) (94-Z-173)

REFERRED TO: Whole Committee

PROPOSAL NO. 464

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

131 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 7101 East 10th Street (approximate address) (96-Z-45)

REFERRED TO: Whole Committee

PROPOSAL NO. 465

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

132 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11575 Fox Road (approximate address) (96-Z-88)

REFERRED TO: Whole Committee

PROPOSAL NO. 466

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

133 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 3, 6102 East 86th Steet (approximate address) (96-Z-59A)

REFERRED TO: Whole Committee

PROPOSAL NO. 467

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

134 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 3, 5902 East 86th Street (approximate address) (96-Z-59B)

REFERRED TO: Whole Committee

PROPOSAL NO. 468

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

135 SPONSORED BY: Councillor Hinkle

DIGEST: "rezoning ordinance for Lawrence Township, Councilmanic District 5, 4730 North Franklin Road (approximate address) (96-Z-99) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 469

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

136 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 20, 512 - 514 East Perry Street (approximate address) (96-Z-92)

REFERRED TO: Whole Committee

PROPOSAL NO. 470

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

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137 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 5604-5640 East 38th Street
(approximate address) (96-Z-94)

REFERRED TO: Whole Committee

PROPOSAL NO. 471

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

138 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5215 North College Avenue
(approximate address) (96-Z-96)

REFERRED TO: Whole Committee

PROPOSAL NO. 472

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 382

ADOPTED: 06/24/1996

139 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2053 South Shelby Street
(approximate address) (96-Z-79)

REFERRED TO: Whole Committee

PROPOSAL NO. 505

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 419

ADOPTED: 07/22/1996

140 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6911 Brookville Road
(approximate address) (96-Z-81)

REFERRED TO: Whole Committee

PROPOSAL NO. 506

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

141 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 713 and 735 Lord Street and 722,
728, 732, 734, and 738 Harrison Street (approximate address) (96-Z-83)

REFERRED TO: Whole Committee

PROPOSAL NO. 507

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

142 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2815 North Ritter Avenue
(approximate address) (96-Z-100)

REFERRED TO: Whole Committee

PROPOSAL NO. 508

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

143 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9150 East 10th Street
(approximate address) (96-Z-101)

REFERRED TO: Whole Committee

PROPOSAL NO. 509

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

144 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1111 East 61st Street
(approximate address) (96-Z-104)

REFERRED TO: Whole Committee

PROPOSAL NO. 510

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

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145 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 600, 608, 612, 614 Massachusetts Avenue and 613-615, 625 and 631 North East Street (approximate address) (96-Z-105)

REFERRED TO: Whole Committee

PROPOSAL NO. 511

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

146 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8501 Rockville Road (approximate address) (96-Z-108)

REFERRED TO: Whole Committee

PROPOSAL NO. 512

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

147 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6005-6031 East Washington Street and 17 South Arlington Avenue (approximate address) (95-Z-221) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 513

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 420

ADOPTED: 07/22/1996

148 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 14, 3833 North Layman Avenue (approximate address) (96-Z-90)

REFERRED TO: Whole Committee

PROPOSAL NO. 514

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

149 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3042 East 10th Street (approximate address) (96-Z-97)

REFERRED TO: Whole Committee

PROPOSAL NO. 515

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

150 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 3102 East 10th Street (approximate address) (96-Z-106)

REFERRED TO: Whole Committee

PROPOSAL NO. 516

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

151 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7002 North Michigan Road (approximate address) (96-Z-109) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 517

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

152 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8420 Brookville Road (approximate address) (96-Z-111)

REFERRED TO: Whole Committee

PROPOSAL NO. 518

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

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153 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8301 West 86th Street (approximate address) (96-Z-116) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 519

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

154 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7601 East Thompson Road and 5401 Five Points Road (approximate address) (96-Z-121)

REFERRED TO: Whole Committee

PROPOSAL NO. 520

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

155 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3504 North Shadeland Avenue (approximate address) (96-Z-122)

REFERRED TO: Whole Committee

PROPOSAL NO. 521

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

156 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 1802 North Cumberland Road (approximate address) (96-CP-13Z) (96-CP-10)

REFERRED TO: Whole Committee

PROPOSAL NO. 522

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 421

ADOPTED: 07/22/1996

157 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3701-3731 North Keystone Avenue (approximate address) (96-Z-84)

REFERRED TO: Whole Committee

PROPOSAL NO. 549

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 542

ADOPTED: 08/05/1996

158 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8801 Brookville Road (approximate address) 95-Z-199A

REFERRED TO: Whole Committee

PROPOSAL NO. 569

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

159 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8601 Brookville Road (approximate address) 95-Z-199B

REFERRED TO: Whole Committee

PROPOSAL NO. 570

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

160 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2001 South Franklin Road (approximate address) 95-Z-199C (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 571

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

1996 Rezoning Ordinance Index

161 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 Brookville Road
(approximate address) 95-Z-199D (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 572

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

162 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 17, 1902 West Morris Street
(approximate address) 96-Z-85 (96-DP-8)

REFERRED TO: Whole Committee

PROPOSAL NO. 573

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 620

ADOPTED: 08/19/1996

163 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 730 East Washington Street and
752 East Market Street (approximate address) 96-Z-144

REFERRED TO: Whole Committee

PROPOSAL NO. 574

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

164 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4001 South Emerson Avenue
(approximate address) 96-Z-118

REFERRED TO: Whole Committee

PROPOSAL NO. 575

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

165 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8433 Nuckols Lane
(approximate address) 96-Z-112

REFERRED TO: Whole Committee

PROPOSAL NO. 576

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

166 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5155 South Emerson Avenue
(approximate address) 96-Z-120

REFERRED TO: Whole Committee

PROPOSAL NO. 577

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

167 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10145 Hermosa Drive
(approximate address) 96-Z-128

REFERRED TO: Whole Committee

PROPOSAL NO. 578

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

168 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7751 Pershing Road (approximate
address) 96-CP-20Z

REFERRED TO: Whole Committee

PROPOSAL NO. 579

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

1996 Rezoning Ordinance Index

169 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3940 West 71st Street (approximate address) 96-CP-22Z (96-DP-13)

REFERRED TO: Whole Committee

PROPOSAL NO. 580

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 621

ADOPTED: 08/19/1996

170 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3655 South Rural Street (approximate address) (96-Z-115)

REFERRED TO: Whole Committee

PROPOSAL NO. 607

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 636

ADOPTED: 09/09/1996

171 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 3950 Division Street (approximate address) (96-CP-17Z) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 609

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 636

ADOPTED: 09/09/1996

172 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9601 East Rawles Road and 9602 East Prospect Street (approximate address) (96-Z-86/96-DP-9)

REFERRED TO: Whole Committee

PROPOSAL NO. 610

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

173 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11750 and 11501 East 46th Street and 5201 North German Church Road (approximate address) (96-Z-124/96-DP-12)

REFERRED TO: Whole Committee

PROPOSAL NO. 611

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

174 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8155 Oaklandon Road (approximate address) (96-Z-49)

REFERRED TO: Whole Committee

PROPOSAL NO. 612

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

175 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4227 East 46th Street (approximate address) (96-Z-102) (Corrected)

REFERRED TO: Whole Committee

PROPOSAL NO. 613

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

176 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4401 Moller Road (approximate address) (96-Z-119) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 614

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

1996 Rezoning Ordinance Index

177 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9405 Whitley Drive
(approximate address) (96-Z-131)

REFERRED TO: Whole Committee

PROPOSAL NO. 615

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

178 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 449 South Pennsylvania Street
(approximate address) (96-Z-13)

REFERRED TO: Whole Committee

PROPOSAL NO. 616

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

179 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4051 Eastern Avenue
(approximate address) (96-Z-133)

REFERRED TO: Whole Committee

PROPOSAL NO. 617

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

180 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 10950 Southeastern Avenue
(approximate address) (96-Z-134)

REFERRED TO: Whole Committee

PROPOSAL NO. 618

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 637

ADOPTED: 09/09/1996

181 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8350 Matthews Road (rear)
(approximate address) (96-Z-137)

REFERRED TO: Whole Committee

PROPOSAL NO. 619

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 638

ADOPTED: 09/09/1996

182 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6810 East 10th Street
(approximate address) (96-Z-140)

REFERRED TO: Whole Committee

PROPOSAL NO. 620

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 638

ADOPTED: 09/09/1996

183 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 45, 47 and 50 South Main Street,
Southport (approximate address) (95-Z-128A) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 621

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 638

ADOPTED: 09/09/1996

184 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 907 East Michigan Street
(approximate address) (96-Z-77)

REFERRED TO: Whole Committee

PROPOSAL NO. 622

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 638

ADOPTED: 09/09/1996

1996 Rezoning Ordinance Index

185 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7601 West 21st Street and 1801 Pele Place (approximate address) (96-Z-117)

REFERRED TO: Whole Committee

PROPOSAL NO. 623

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 638

ADOPTED: 09/09/1996

186 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1725 South Raceway Road (approximate address) (96-Z-142A)

REFERRED TO: Whole Committee

PROPOSAL NO. 624

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

187 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 2301 South Raceway Road (approximate address) (96-Z-142B)

REFERRED TO: Whole Committee

PROPOSAL NO. 625

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

188 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 401 South Summitcrest Drive (approximate address) (96-Z-78) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 626

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

189 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6501 Cooper Road (approximate address) (96-Z-139)

REFERRED TO: Whole Committee

PROPOSAL NO. 627

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

190 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 437, 441, 447 North Fulton and 434 North Davidson (approximate address) (96-Z-148)

REFERRED TO: Whole Committee

PROPOSAL NO. 628

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

191 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4811 South High School road and 6201 Mooresville Road (approximate address) (96-Z-135A) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 629

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

192 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4811 South High School Road and 6201 Mooresville Road (approximate address) (96-Z-135B) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 630

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 639

ADOPTED: 09/09/1996

1996 Rezoning Ordinance Index

193 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5510 Shelbyville Road
(approximate address) (96-Z-136)

REFERRED TO: Whole Committee

PROPOSAL NO. 631

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

194 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 2975 Dr. Martin Luther King Jr.
Street and 709-721 West 30th Street (approximate address) (96-Z-146)

REFERRED TO: Whole Committee

PROPOSAL NO. 632

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

195 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10602-10614 East 25th Street
(approximate address) (96-Z-147)

REFERRED TO: Whole Committee

PROPOSAL NO. 633

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

196 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 450 West Ohio Street
(approximate address) (96-Z-149) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 634

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

197 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4845 Southeastern Avenue
(approximate address) (96-Z-150)

REFERRED TO: Whole Committee

PROPOSAL NO. 635

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

198 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3702 West Minnesota Street
(approximate address) (96-Z-151)

REFERRED TO: Whole Committee

PROPOSAL NO. 636

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

199 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2910 West Minnesota Street
(approximate address) (96-Z-152)

REFERRED TO: Whole Committee

PROPOSAL NO. 637

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

200 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2551 North Emerson Avenue
(approximate address) (96-Z-153)

REFERRED TO: Whole Committee

PROPOSAL NO. 638

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

1996 Rezoning Ordinance Index

201 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3892 West 62nd Street (rear)
(approximate address) (96-Z-154)

REFERRED TO: Whole Committee

PROPOSAL NO. 639

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 640

ADOPTED: 09/09/1996

202 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5950 West 52nd Street (approximate
address) (96-CP-23Z/96-DP-7)

REFERRED TO: Whole Committee

PROPOSAL NO. 640

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 641

ADOPTED: 09/09/1996

203 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5401 East Southport Road
(approximate address) (96-Z-155)

REFERRED TO: Whole Committee

PROPOSAL NO. 648

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 657

ADOPTED: 09/30/1996

204 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2139 North German Church Road
(approximate address) (96-Z-93a) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 649

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 657

ADOPTED: 09/30/1996

205 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2101 North German Church Road
(approximate address) (96-Z-93b)

REFERRED TO: Whole Committee

PROPOSAL NO. 650

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 657

ADOPTED: 09/30/1996

206 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1740 South High School Road
(approximate address) (96-Z-158)

REFERRED TO: Whole Committee

PROPOSAL NO. 651

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 657

ADOPTED: 09/30/1996

207 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8202 Allisonville Road
(approximate address) (96-Z-164)

REFERRED TO: Whole Committee

PROPOSAL NO. 652

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 657

ADOPTED: 09/30/1996

208 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6161-6199 East English Avenue
(approximate address) (96-Z-165)

REFERRED TO: Whole Committee

PROPOSAL NO. 653

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 658

ADOPTED: 09/30/1996

1996 Rezoning Ordinance Index

209 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6813 East 21st Street
(approximate address) (96-Z-166)

REFERRED TO: Whole Committee

PROPOSAL NO. 654

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 658

ADOPTED: 09/30/1996

210 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 4214 East Raymond Street
(approximate address) (96-Z-170)

REFERRED TO: Whole Committee

PROPOSAL NO. 655

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 658

ADOPTED: 09/30/1996

211 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7927 Laverne Drive (approximate address) (96-Z-171)

REFERRED TO: Whole Committee

PROPOSAL NO. 656

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 658

ADOPTED: 09/30/1996

212 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 382 East Morris Street and 1104 South East Street (approximate address) (96-Z-113 Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 684

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 898

ADOPTED: 10/14/1996

213 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8610 West Washington Street and 2101 South Bridgeport Road (approximate address) (96-Z-123)

REFERRED TO: Whole Committee

PROPOSAL NO. 685

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 898

ADOPTED: 10/14/1996

214 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 702 East South County Line Road (rear) and 6850 Buffalo Run Drive (approximate address) (96-Z-179)

REFERRED TO: Whole Committee

PROPOSAL NO. 686

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

215 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5101 U.S. 31 South (approximate address) (96-Z-196)

REFERRED TO: Whole Committee

PROPOSAL NO. 687

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

216 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 440 South Bridgeport Road (approximate address) (96-Z-161)

REFERRED TO: Whole Committee

PROPOSAL NO. 688

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

1996 Rezoning Ordinance Index

217 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 782 North Concord Street (approximate address) (96-Z-190)

REFERRED TO: Whole Committee

PROPOSAL NO. 689

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

218 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 527 Leon Street (approximate address) (96-Z-162)

REFERRED TO: Whole Committee

PROPOSAL NO. 690

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

219 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 6255 Knollton Road (approximate address) (96-Z-138)

REFERRED TO: Whole Committee

PROPOSAL NO. 691

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

220 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1850 South Muessing Road (approximate address) (96-Z-160)

REFERRED TO: Whole Committee

PROPOSAL NO. 692

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

221 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 279, 281 North Addison Street and 282, 278 North Bellevue Place (approximate address) (96-Z-173)

REFERRED TO: Whole Committee

PROPOSAL NO. 693

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 899

ADOPTED: 10/14/1996

222 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 6945 West Morris Street (approximate address) (96-Z-175)

REFERRED TO: Whole Committee

PROPOSAL NO. 694

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 900

ADOPTED: 10/14/1996

223 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 1701 East 38th Street, 3743-3755 North Sutherland Avenue, and 3721-3739 North Schofield Avenue (approximate address) (96-Z-176)

REFERRED TO: Whole Committee

PROPOSAL NO. 695

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 900

ADOPTED: 10/14/1996

224 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2301 Post Drive (approximate address) (96-Z-177)

REFERRED TO: Whole Committee

PROPOSAL NO. 696

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 900

ADOPTED: 10/14/1996

1996 Rezoning Ordinance Index

225 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7625 Knapp Road (approximate address) (96-CP-28Z) (96-DP-14)

REFERRED TO: Whole Committee

PROPOSAL NO. 697

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 900

ADOPTED: 10/14/1996

226 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9704 East 63rd Street (approximate address) (96-Z-145/96-DP-15)

REFERRED TO: Whole Committee

PROPOSAL NO. 714

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

227 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 521 East North Street (approximate address) (96-Z-198)

REFERRED TO: Whole Committee

PROPOSAL NO. 715

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

228 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8101 E. Southport Road (approximate address) (96-Z-42/96-DP-4) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 716

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

229 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 2008 and 2014 N. Post Road (approximate address) (96-Z-125) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 717

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

230 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8960 W. 21st Street (approximate address) (96-Z-174)

REFERRED TO: Whole Committee

PROPOSAL NO. 718

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

231 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10614 E. 25th Street (approximate address) (96-Z-182)

REFERRED TO: Whole Committee

PROPOSAL NO. 719

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

232 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4190 W. 56th Street (approximate address) (96-Z-183)

REFERRED TO: Whole Committee

PROPOSAL NO. 720

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

1996 Rezoning Ordinance Index

233 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 9, 3361 N. Georgetown Road
(approximate address) (96-Z-186)

REFERRED TO: Whole Committee

PROPOSAL NO. 721

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

234 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1702 N. Illinois Street
(approximate address) (96-Z-188)

REFERRED TO: Whole Committee

PROPOSAL NO. 722

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 939

ADOPTED: 10/28/1996

235 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3801 N. Temple Avenue
(approximate address) (96-Z-189)

REFERRED TO: Whole Committee

PROPOSAL NO. 723

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

236 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1202 E. Hanna Avenue
(approximate address) (96-Z-192)

REFERRED TO: Whole Committee

PROPOSAL NO. 724

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

237 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4202 W. 56th Street (approximate
address) (96-Z-193)

REFERRED TO: Whole Committee

PROPOSAL NO. 725

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

238 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8881 Allisonville Road
(approximate address) (96-Z-194)

REFERRED TO: Whole Committee

PROPOSAL NO. 726

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

239 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8101 Rockville Road (rear)
(approximate address) (96-Z-195)

REFERRED TO: Whole Committee

PROPOSAL NO. 727

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 940

ADOPTED: 10/28/1996

240 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5601 & 5621 South Madison
Avenue (approximate address) (94-Z-203)

REFERRED TO: Whole Committee

PROPOSAL NO. 755

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 973

ADOPTED: 11/11/1996

1996 Rezoning Ordinance Index

- 241 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9250 Pendleton Pike (approximate address) (96-Z-156)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 975 PROPOSAL NO. 756
ADOPTED: 11/11/1996
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- 242 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4950 U.S. 31 South (approximate address) (96-Z-199)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 975 PROPOSAL NO. 757
ADOPTED: 11/11/1996
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- 243 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 3450 West Cossell Road (approximate address) (96-Z-207/96-DP-21)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 976 PROPOSAL NO. 759
ADOPTED: 11/11/1996
-
- 244 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 5850 East Terrace Avenue (approximate address) (96-Z-226/96-DP-22)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 976 PROPOSAL NO. 760
ADOPTED: 11/11/1996
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- 245 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Center Township, Councilmanic District 15 & 21, 2401 and 2410-2412 East Washington Street and 2319 East Washington Street a/k/a 8 South Keystone (approximate address) (96-Z-89) (Amended)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 976 PROPOSAL NO. 761
ADOPTED: 11/11/1996
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- 246 SPONSORED BY: Councillor Hinkle
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1505 South Victor Street (approximate address) (96-Z-201)
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 976 PROPOSAL NO. 762
ADOPTED: 11/11/1996
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- 247 SPONSORED BY: Councillor Hinkle
DIGEST: proposes the rezoning of 6.02 acres at 1250 North Post Road, being in the D-A and D-3 Districts, to the D-P classification to provide for the construction of a planned unit development for senior citizen residence consisting of 58 unit catered living apartments, 28 residential patio homes, and a medical office building, all developed in phases
REFERRED TO: Whole Committee
APPROVED BY MAYOR: Not Req. JOURNAL PAGE: 986 PROPOSAL NO. 758
ADOPTED: 11/25/1996
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1996 Rezoning Ordinance Index

248 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2250 N. German Church Road (approximate address) (96-Z-191) (96-DP-20)

REFERRED TO: Whole Committee

PROPOSAL NO. 780

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

249 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2529-2533 E. Washington Street (approximate address) (96-Z-172) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 781

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

250 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2333 N. Central Avenue (approximate address) (96-Z-200)

REFERRED TO: Whole Committee

PROPOSAL NO. 782

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

251 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1313 South Post Road (approximate address) (96-Z-211)

REFERRED TO: Whole Committee

PROPOSAL NO. 783

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

252 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 1941 E. Hanna Avenue (approximate address) (96-Z-212)

REFERRED TO: Whole Committee

PROPOSAL NO. 784

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

253 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 902 N. Arnolda Street (approximate address) (96-Z-213)

REFERRED TO: Whole Committee

PROPOSAL NO. 785

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 992

ADOPTED: 11/25/1996

254 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 701-711 S. Illinois Street and 702-708 S. Russell Avenue (approximate address) (96-Z-217)

REFERRED TO: Whole Committee

PROPOSAL NO. 786

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 993

ADOPTED: 11/25/1996

255 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 2002 E. 38th Street (approximate address) (96-Z-221)

REFERRED TO: Whole Committee

PROPOSAL NO. 787

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 993

ADOPTED: 11/25/1996

1996 Rezoning Ordinance Index

256	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 706 E. South County Line Road (rear) and 8901 Buffalo Run Drive (approximate addresses) (96-Z-180) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 821
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
257	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 3850 E. 82nd Street (approximate address) (96-Z-203) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 822
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
258	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8376 Michigan Road (approximate address) (96-Z-216)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 823
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
259	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 416 S. Franklin Road (approximate address) (96-Z-219)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 824
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
260	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 4310 E. 62nd Street (approximate address) (96-Z-220) (Amended)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 825
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
261	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 4145 South East Street (approximate address) (96-Z-224)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 826
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
262	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 450 S. Franklin Road (approximate address) (96-Z-229)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 827
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1050	ADOPTED: 12/16/1996
263	SPONSORED BY: Councillor Hinkle		
	DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8401 S. Shelby Street (approximate address) (96-Z-230)		
	REFERRED TO: Whole Committee		PROPOSAL NO. 828
	APPROVED BY MAYOR: Not Req.	JOURNAL PAGE: 1051	ADOPTED: 12/16/1996

1996 Rezoning Ordinance Index

264 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7823 Laverne Road (approximate address) (96-Z-233)

REFERRED TO: Whole Committee

PROPOSAL NO. 829

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

265 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7402 E. 86th Street (approximate address) (96-Z-238) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 830

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

266 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3314 East Street (approximate address) (96-Z-241) (Amended)

REFERRED TO: Whole Committee

PROPOSAL NO. 831

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

267 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 6298 Rucker Road (approximate address) (96-Z-242)

REFERRED TO: Whole Committee

PROPOSAL NO. 832

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

268 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 12, 7808 East 38th Street and 7705 East 42nd Street (approximate address) (95-Z-105)

REFERRED TO: Whole Committee

PROPOSAL NO. 833

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

269 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6418 Rockville Road and 6451 West Ohio Street (approximate address) (96-Z-95) (96-DP-11)

REFERRED TO: Whole Committee

PROPOSAL NO. 834

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1051

ADOPTED: 12/16/1996

270 SPONSORED BY: Councillor Hinkle

DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5101 E. 82nd Street (approximate address) (95-Z-171)

REFERRED TO: Whole Committee

PROPOSAL NO. 835

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1052

ADOPTED: 12/16/1996

271 SPONSORED BY: Councillor Hinkle

DIGEST: proposes the rezoning of 0.81 acre at 6001 South Harding Street, being in the D-A(FF) District, to the C-S(FF) classification to provide for the construction of an office/warehouse facility containing 5,500 square feet of building area

REFERRED TO: Whole Committee

PROPOSAL NO. 608

APPROVED BY MAYOR: Not Req.

JOURNAL PAGE: 1052

ADOPTED: 12/16/1996

1996 P.S.S.D.F.O. Index

1 SPONSORED BY: Councillor Dowden

DIGEST: the annual budget for the Police Special Service District for 1997

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 542

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 660

ADOPTED: 09/30/1996

1996 F.S.S.D.F.O. Index

1 SPONSORED BY: Councillor Dowden

DIGEST: the annual budget for the Fire Special Service District for 1997

REFERRED TO: Public Safety and Criminal Justice Committee

PROPOSAL NO. 543

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 666

ADOPTED: 09/30/1996

1996 S.W.C.S.S.D.F.O. Index

1 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$700,000 for the Department of Public Works, Maintenance Operations Division, to pay for the removal of debris financed from the Solid Waste Collection Fund balances

REFERRED TO: Public Works Committee

PROPOSAL NO. 530

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 623

ADOPTED: 08/19/1996

2 SPONSORED BY: Councillor Coughenour

DIGEST: an appropriation of \$275,000 for the Department of Public Works, Solid Waste Administration, to pay for unanticipated overtime financed by a transfer within the division's Solid Waste Collection Fund

REFERRED TO: Public Works Committee

PROPOSAL NO. 529

APPROVED BY MAYOR: 08/23/1996

JOURNAL PAGE: 626

ADOPTED: 08/19/1996

3 SPONSORED BY: Councillor Coughenour

DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1997

REFERRED TO: Public Works Committee

PROPOSAL NO. 544

APPROVED BY MAYOR: 10/09/1996

JOURNAL PAGE: 672

ADOPTED: 09/30/1996





